

**STANDARD OPERATING PROCEDURE
FOR
LEGISLATIVE DIVISION
OFFICE OF LEGISLATIVE LIAISON
OFFICE OF THE SECRETARY OF THE AIR FORCE**

USAF review(s) completed.

TABLE OF CONTENTS

	<u>Paragraph No.</u>	<u>Page</u>
References		1
Definitions		2
<u>CHAPTER I</u>	Processing, Coordination and Con- trolling Correspondence.	3
General	1	3
Office of Legislative Liaison	2	3
Office of Chief, Legislative Division	3	3
Program Control Officer	3	3
	7	5
Branch Chief	4	4
Action Officer	5	4
Master File Room	6	5
<u>CHAPTER II</u>	Correspondence	6
General	1	6
Memorandum for the Record	2	6
Memo Routing Slip	3	7
Signature and Addresses	4	7
Coordination	5	7
Coordination Paragraphs	6	8
Distribution	7	8
		9
		10
<u>CHAPTER III</u>	Administrative Practices	11
General	1	11
Records Management	2	11
Security	3	11
Control of Classified Documents	4	12
Duty Officer	5	12

ATTACHMENTS

- 1--Master Record Card and Instructions
2--Cross Reference Card
3--Forwarding Memorandum

(Attachments 4 through 4-w show processing of one legislative item---H. R. 9932.)

- 4--Friday Status Report--(FSR)
4-a--A Bill Approved For Release 2004/10/20 : CIA-RDP91-00965R000400050005-7

TABLE OF CONTENTS

ATTACHMENTS

(Cont'd)

- 4-b--Forwarding memo to Air Staff Agency having action
- 4-c--Memo from Air Staff Agency having action
- 4-d--Proposed Chairman letter with Secretarial Coordination
- 4-e--Forwarding Memo for Service Coordination
- 4-f--Department of Navy Comments (showing concurring comment)
- 4-g--Department of Army Comments (showing recommended changes)
- 4-h--Forwarding Memo to Air Staff with Army Comments
- 4-i--Air Staff Comments
- 4-j--Revised Report showing Secretarial Coordination
- 4-k--Service Coordination on Revised Report (Memo for the Record in Lieu of formal submission)
- 4-l--Memo to OSD Submitting Revised Report for Clearance
- 4-m--OSD Clearance
- 4-n--Letter to Bureau of the Budget requesting Clearance of Proposed Report
- 4-o--Bureau of the Budget Clearance with Recommended Amendment (Memo for Record)
- 4-p--Memo Routing Slip (DD Form 95) to Secretary for Signature
- 4-q--Chairman Letter as Revised and Amended by Bureau of the Budget to Congress with Signature
- 4-r--Hearing before Subcommittee (Memo for Record with Witness's Statement)
- 4-s--Drafting Service--For Subcommittee Conducting the Congressional Hearing
- 4-t--Hearing Before Full Committee (Memo for the Record)
- 4-u--Request from Bureau of the Budget for Report on Enrolled Bill--with Enrolled Bill attached
- 4-v--Report on Enrolled Bill--with Memo Routing Slip (DD Form 95)
- 4-w--Coordination on Amendment by Senate on H.R. 9932 (Memo for the Record)
- 5---Speaker Letter with Draft Bill and Instructions
- 6---Telephone Memorandum for the Record
- 7---Request to OSD for Resolution of Differences with Attached Amendments (when Services do not agree on Proposed Report)
- 8---OSD reply on Resolution of Differences
- 8-a--Report to Bureau of the Budget Expressing DOD Views
- 9---Reclama to Bureau of the Budget
- 10---Request for Comments on Enrolled Bill
- 11---Veto Message
- 12---Reports on Private Relief Bill

REFERENCES

Air Force Manual 181-4 -- Records Management

Air Force Manual 10-1 -- Correspondence

Air Force Regulation 11-7 -- Administrative Practices
(Air Force Relations With Congress)

Air Force Regulation 205 -- Safeguarding Military Information

HOI 10-1 -- Correspondence (Within Air Staff)

HOI 10-2 -- Correspondence (For Signature of Secretary of Defense,
Secretary of the Air Force, and
Chief of Staff)

LLI 10-1 -- Correspondence

LLI 10-3 -- Special Referral Slip (To Office of Director)

LLI 10-4 -- Special Coordination Requirements

LLI 35-1 -- Duty Officer's Instructions

CHARTS on Legislative Processing Issued by Legislative Division

DEFINITIONS

a. Legislative correspondence includes memoranda, letters, testimony, and related correspondence pertaining to proposed legislation, executive orders, proclamations, and Committee clearances.

b. Non-legislative correspondence includes all inquiries and requests received from Members of Congress or their Staffs, Congressional Committees or their Staffs, or Executive Agencies, referred to this Division, which inquiries, requests, and mail do not pertain to a program or non-program item.

c. A program item is proposed legislation sponsored by the Department of Defense.

d. A non-program item is proposed legislation not sponsored by the Department of Defense, but, on which the Department of Defense has been asked to report, either to the Bureau of the Budget or to a Congressional Committee.

e. Green Copy - File Copy of correspondence prepared in SAFLL-2 for permanent record.

f. Stayback Copy - Copy of correspondence necessary for temporary information while file or file copy is being coordinated.

g. Completed File - When proposed legislation becomes a public law or is vetoed or dies with the adjournment of Congress. (Example, adjournment of 86th Congress).

CHAPTER I

Processing, Coordinating
and
Controlling Correspondence

1. General. The purpose of this chapter is to incorporate procedures for processing, coordinating and controlling correspondence for which the Legislative Division, Office of Legislative Liaison, Secretary of the Air Force, has responsibility.

2. Functions of the Office of Legislative Liaison. The Office of Correspondence Control, Office of Legislative Liaison, is responsible for receipt and dispatch of all legislative and non-legislative correspondence for the Office of Legislative Liaison. It has two branches, the Mail and Records Branch (including messengers) and the Classification Branch. Within the Office of Correspondence Control, correspondence for the Legislative Division will be time-stamped and searched for a previous record. New correspondence will be entered of record, either on an existing tally (record form) if there is a previous record, or a new tally will be made. The correspondence will then be dispatched to the Legislative Division. Correspondence from the Legislative Division will be processed within the Correspondence Control Office in the same manner prior to forwarding to the addressee.

3. Functions of the Office of the Chief, Legislative Division. The Program Control Officer within the office of the Chief of the Legislative Division is responsible for receipt and dispatch of all correspondence for the Legislative Division. A master control and cross-referencing filing system will be maintained by using a Master copy of the Record Book. (See attachment # 1) and a Cross-Reference Card. (See attachment # 2, with instructions).

a. Upon receipt of legislative correspondence it will be time and block stamped and searched for a previous record. If no record exists a Master copy of the Record Book will be prepared with the subject, the file number, the cross reference number, the name of the action officer, as determined within the office of the Chief of the Legislative Division, the date and time of correspondence, the Air Staff office of primary interest and suspense thereto. A forwarding memorandum, (See attachment #3), addressed to the Staff office of primary interest, with copies for other offices concerned within the Department of the Air Force, will be prepared. Two copies of the forwarding memorandum and the file copy of the correspondence will be sent to the action officer within the Legislative Division.

b. If, upon the receipt of legislative correspondence, it is found that a previous record exists, the necessary information will be included on the existing Master copy of the Record Book, and the correspondence forwarded to the action officer and other offices as necessary.

c. Upon receipt of non-legislative correspondence, the Master Record Book index will be searched and if no record is found, a new card will be prepared and the matter handled in the same manner, as necessary, as with legislative correspondence. File numbers will be determined as shown in attachment #1. It is emphasized that, non-legislative correspondence to this Division will cover a variety of subjects and initial determination of how and where to file, and the manner by which the request, inquiry, or information is handled is of the utmost importance, since it may, and often does, initiate legislative proposals.

d. Outgoing correspondence will be completed by the action officer and will be coordinated within the Office of the Chief of the Legislative Division. Appropriate entries will be made on the Record Cards. The original correspondence and courtesy copies will be forwarded as necessary, and the file copy (green) returned to the action officer. The action officer will always retain a stayback copy while the file copy of correspondence is being coordinated.

4. Functions of the Branch Chief. The Branch Chief is responsible for all correspondence (legislative and non-legislative) received by his Branch. Within the Branch, the action officer to whom the correspondence is assigned is responsible for processing, filing, and records maintenance.

5. Functions of the Action Officer. The action officer is responsible for the necessary processing of all correspondence received by him. He is also responsible for preparation of the files and records maintenance of all items for which he has been assigned action.

a. Legislative Correspondence. Upon receipt of legislative correspondence he will review for any special instructions accompanying the particular item. One copy of the forwarding memorandum (see attachment #3) will be used for a suspense file, by which the action officer can check the normal processing and requirements on each legislative item. The action officer will prepare a file for records maintenance, using a standard legal folder and inserting material by serial number. The remaining copy of the forwarding memorandum received by the action officer will remain with the correspondence file. Upon receipt of a legislative item that is identical or similar to one previously received, except for the bill number, the action officer will file it with the first item received.

b. The action officer will keep the necessary personnel informed of all progress on each legislative item, either by a memorandum for the record or verbal comment as required. Sample copies of memoranda, letters, and reports incidental to and necessary for the processing of legislative items are attached hereto as attachments 4 through 12. These attachments, except where required wording is indicated, will be used as guidance only.

c. Non-legislative correspondence. Upon receipt of non-legislative correspondence, the action officer will review for special instructions, and if required, prepare a file and process as required, in the same manner as for legislative correspondence.

d. All correspondence received by the action officer, on which the program control officer has not placed a file number and on which no action is required will be retained by the action officer for informational purposes or destroyed if after reading, it is of no further value.

e. The action officer will retain all working files (files on which he has material or action pending) in a four drawer legal size file cabinet for safe keeping in accordance with current security regulations.

6. Master File Room. The Master File Room is the storage room for completed files of former Congresses, necessary for the operation of the Legislative Division. Files in the Master File Room will generally be restricted to research and there should be little requirement to remove the files from the room. The files in the Master File Room will be placed in numerical order with appropriate file area designation. The person desiring use of a file can pull it, examine, extract the required information, and leave the file on the table provided for that purpose. The action officer will not remove papers from the retired file, nor will he place the file back on the filing shelf or container. This will be done only by the office of the Program Control Officer. If it is necessary to take file from the Master File Room it will be checked out by the Program Control Officer. All classified retired files will be under the physical control of the Program Control Officer, and requests for the use thereof will be made through that office.

7. The Program Control Officer is the Division Records Officer and the Division Security Officer.

CHAPTER II

CORRESPONDENCE

1. General. The purpose of this chapter is to supplement the instructions on correspondence contained in Chapter I, Processing, Coordinating and Controlling Correspondence. The provisions of HOI 10-2, (How to prepare correspondence to be signed in the Offices of the Secretary of Defense, Secretary of the Air Force, and Chief of Staff, USAF) will apply with respect to all correspondence prepared in this Division, except memoranda to the offices of OSD, Army, or Navy, (See attachments 4-e and 4-1) and memoranda for the record.
2. Memorandum For The Record. This memorandum is the vehicle used by the action officer to explain for the record some action taken or lack of action taken about which there is no written record and which is necessary to the file. He should prepare a memorandum for the record when there is no other informative correspondence available which will bring the file up to date. Matters on which a memorandum for the record should be prepared include: (1) Congressional hearings on program items in which the Air Force participates or those of interest to the Air Force, (2) meetings or conferences where the subject matter is pertinent and of interest to the Air Force legislative program, (3) status of action on legislative correspondence where processing has been delayed or changed from normal procedures, (4) where no action has occurred in a pending file for the past thirty (30) days, (5) or at the discretion of the action officer. The memorandum for the record will be brief but comprehensive of the subject matter, and should identify the subject matter, persons, and/or committees, and purpose. (See attachment 4-k for a short, concise, memorandum) A memorandum for the record on a congressional hearing is the reporting of what occurred. This is done by identifying the subject, the time, the place, committee members present, witnesses, action taken, and comments made, if important for the record. If distribution of the memorandum outside of the Office of Legislative Liaison is necessary, the personnel or offices who should in the opinion of the action officer receive distribution will be listed in the lower right hand corner of the last page of the file copy of the memorandum for the record. A memorandum for the record involving major policy, or of particular interest to the Air Force, is distributed to interested personnel and offices within the Department of the Air Force over the Director's or Chief of the Legislative Division's signature, as required. A memorandum for the record will be prepared with a minimum of an original and three copies. The stayback copy will be placed in the file folder and the balance forwarded to the Chief of the

Legislative Division for further action if he desires. When the file copy (green copy) is returned, it will replace the stayback copy and will reflect the ultimate distribution.

3. Memo Routing Slip, Form DD 95. In addition to use of the Memo Routing Slip as shown in attachment 4-p, it may be used in lieu of a memorandum to Air Staff to transmit material for information only.

4. Signature and Addresses. Correspondence prepared for the signature of the Director of Legislative Liaison will bear the signature element typed as follows:

(Officer's Name)
(Officer's Rank)
Director
Legislative Liaison

Correspondence to be submitted for Department of Defense coordination will be addressed as follows

MEMORANDUM FOR CHIEF OF LEGISLATIVE LIAISON
Department of the Army

CHIEF OF LEGISLATIVE LIAISON
Department of the Navy

INFORMATION TO THE GENERAL COUNSEL
Department of Defense
Attention: Director, Legislative Reference Service

The above format will be reversed when the memorandum is addressed to the General Counsel, Department of Defense.

5. Coordination. The action officer is responsible for the coordination of the correspondence processed by him. He will check each reply by Air Staff to determine if the Air Staff action officer has properly coordinated his reply to the particular requirement. If no further coordination is deemed necessary within Air Staff, the action officer will obtain Secretarial level coordination within SAFS including SAFGC and appropriate Assistant Secretaries as well as other interested offices, before submitting the correspondence (report or letter) to the

Director of Legislative Liaison or Chief of Legislative Division, as the case may be, for coordination or signature. Should the correspondence require the signature of the Secretary or his designee, the correspondence must be coordinated in accordance with attachment 4-p. It is emphasized that proper coordination of correspondence prepared by the Legislative Division is largely a matter of good, sound, judgment. Continuous over-coordination of correspondence creates a bottleneck -- under-coordination invites disaster. To aid reviewing personnel, the file copy (green copy) of correspondence to be signed will reflect complete and up-to-date coordination. A block stamp will be used so that coordinating offices and names can be listed. (See paragraph 6, LLI-10-1 for instructions on coordination of correspondence within the Office of Legislative Liaison). Memoranda for the Record, and correspondence submitted for coordination, will carry the identification of the action officer, office symbol, typist, date, and file in the upper right hand corner (See attachments 4-o and others).

6. Coordination Paragraphs. Mandatory coordinating paragraphs for certain correspondence are shown in attachments 4-d, 4-e, and 5 and are for coordination of a proposed report within the Department of Defense. The memorandum forwarding the report will have the following paragraph (See attachment 4-e):

"In accordance with the Department of Defense Instruction 5500.4, dated 2 October 1957, there are transmitted for coordination copies of the proposed report of this Department on subject bill."

Also, Chairman reports submitted will advise that (See attachment 4-d):

"This report has been coordinated within the Department of Defense in accordance with procedures prescribed by the Secretary of Defense."

Bureau of the Budget letter will advise (See attachment 4-n):

"The inclosed report has been coordinated within the Department of Defense in accordance with procedures prescribed by the Secretary of Defense."

7. Distribution.

a. Normally, the subject correspondence from the Legislative Division dictates who will receive a copy. It is the responsibility of the action officer to determine proper distribution. All offices within the Air Force directly concerned with the subject

matter, or who provided information for the correspondence prepared by this Division, should normally be on the distribution list. Coordinating offices do not necessarily require a copy of the correspondence.

When information copies of memoranda prepared for signature in the Office of Legislative Liaison and addressed to (1) offices of the Department of the Air Force, or (2) for the Record, are to be distributed to persons or offices not on the usual distribution list, the distribution will be indicated on the memoranda in accordance with paragraph 21 d (1) of HOI 10-2, dated 12 August 1955. Exceptions to this procedure will be made only when the preparing officer determines it to be inadvisable for the addressee to be informed of the distribution that is to be made. When such a determination is made, the reasons will be indicated on the comeback copy of correspondence prepared for signature in the Office of the Director, and the stayback copy of correspondence prepared for signature in the Legislative Division.

b. When preparing distribution lists on memoranda, etc., the following is the order of protocol for members of the Department of Defense.

- Secretary of Defense
- Deputy Secretary of Defense
- Secretaries of Army, Navy, Air Force
- Director of Defense Research and Engineering (See Sec. 9b
(1) Public Law 85-599 - Reorganization)
- Chairman, Joint Chiefs of Staff
- Chiefs of Staff, Army, Navy, Air Force
- Assistant Secretaries of Defense
- Under Secretaries of the Army, Navy, Air Force
- Generals of the Army, Navy, Air Force
- Assistant Secretaries of the Army, Navy, Air Force

c. The minimum number of copies required for distribution of some of the more common types of correspondence prepared by the Legislative Division is as shown on the succeeding page.

SAFLL-2

* Stayback copy is official file copy if Form letter is used.

- (a) Senate Armed Services Committee would like 2 additional copies of each report on bills under consideration by it for each sponsor if more than one.
- (b) Copies of transmittal letter only if original report, attach report if revised.
- (c) Mandatory - To Director of Budget, AFAFB-4 - When proposed report on program item is submitted to Army & Navy for coordination.
- (d) One copy to Service concerned.
- (e) 50 project sheets to HASC and 25 to SASC, attached to letter of transmittal. 1 project attached to other distribution.
- (f) Submitted under provisions of Sec 302(b), P.L. 968, 84th Congress.

CHAPTER III

Administrative Practices

1. General. The purpose of this chapter is to outline those administrative practices which apply to the Legislative Division.

2. Records Management. The Program Control Officer is the Records Management Officer. He will supervise the administration of the Division files (Master File Room and files of each action officer) in accordance with the procedures outlined in Air Force Manual 181-4, and is responsible for all reports required thereby pertaining to Records Management.

3. Security.

a. The Program Control Officer is the Division Security Officer. All personnel, military and civilian, are required to acquaint themselves with existing Air Force Regulations, Headquarters Office Instructions, and Legislative Liaison Instructions on security. Copies of appropriate regulations and instructions are available in the Office of Chief, Legislative Division.

b. The Legislative Division maintains a weekly duty roster designating an officer as Security Officer. Responsibilities of the named Security Officer will be to check rooms and check all file cabinets within the Division at the close of business each day and initial the Safe Check Record (AFHQ Form 26) which is located on the top of each safe. By initialing the Safe Check Record the Security Officer will certify in the appropriate column that he has checked that particular safe on the day and time indicated. Desks will not be used as an overnight container for correspondence or legislative folders whether classified or unclassified. A combination safe is provided for that purpose.

c. In order to minimize opportunities for breaches of security, each individual assigned to the Legislative Division having in his possession classified papers (TOP SECRET, SECRET, or CONFIDENTIAL) for action or information, will upon completion of necessary action handcarry the classified papers between offices within this Division. These papers will not be placed on desks or in "IN or OUT" boxes, but will be personally presented to a person in another office. It is the responsibility of the Branch Chiefs to see that all security regulations are strictly complied with. It is the responsibility of each officer to secure his desk each day before departure from the office. Keys have been provided for this purpose.

4. Control of Classified Documents.

a. To establish the procedure for control over classified documents received by the Division or transmitted to the Branch for action and to establish the responsibilities of personnel involved in handling such documents, the Division Security Officer will maintain the duplicate form O-368 which he received from the SAFLL Correspondence Control Office at the time of receipt of the document. The classified document will be handcarried by the Division Security Officer to the action officer together with the duplicate form O-368. The action officer will sign the duplicate form O-368 which is retained by the Division Security Officer.

When the action officer is finished with the classified document he will handcarry it to the Division Security Officer and witness the fact that his signature is crossed out on the duplicate form O-368 by initialing next to his lined-out signature. The Division Security Officer will then take the document and duplicate form O-368 to SAFLL Correspondence Control Office where he will be relieved of further responsibility for the document by obtaining the original form O-368 which he signed when he first obtained the document from that office. He will then staple the duplicate form O-368 to the original form O-368 and retain in a permanent file within the Division.

b. The control of TOP SECRET documents will be in accordance with the provisions of existing directives. The Division Security Officer will maintain a separate TOP SECRET Log for all such documents. When a TOP SECRET document is to be transferred to an action officer, the Division Security Officer will handcarry the document and log to the action officer who will sign the log indicating that responsibility for the document has been transferred from the Division Security Officer to the action officer. The control of the document thereafter will be as set forth in paragraph 2 above, except that the TOP SECRET Document Log will be substituted for the form O-368.

5. Duty Officer. Legislative officer personnel will be appointed as Duty Officer as provided in LLI-35-1 and will comply with the instructions contained therein.

SHORT TITLE:				CROSS REFERENCE			
PURPOSE:				AFLI			
				OTHERS -			
				SPECIAL COMMENTS			
DATE	Coordination & Clearance 1-SAFLL 2-Staff 3-SAF 4-Army 5-Navy 6-OSD 7-BOB 8-Congress 9-Other						
PRIMARY ACTION - AF - A - N - OSD		AF ACTION OFFICER:		S.	H.R.	DOD 86-	AFLI

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AFLI	HOUSE ACTIONS				DATE	SENATE ACTIONS			
DATE									
SPECIAL COMMENTS					SPECIAL COMMENTS				
Committee	Chairman	Subcommittee	Chairman	StaffMember	Committee	Chairman	Subcommittee	Chairman	Staff Member
DATE	Enrolled Enactment Action								Signed
									Vetoed
									Public Law 86-

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Procedure for Filing

a. Filing System.

The Legislative Division will use AFLI (Air Force legislative item) file system. Each legislative item will be given a number in sequence as received by the Program Control Officer. For example, the first item received under the new system will be numbered No. 1 and the second item numbered No. 2. All additional correspondence later received on the subject matter of file AFLI-1 will be filed under the number.

The Program Control Officer will prepare the Master Record Card and insert all entries thereon up to and including the entry showing the initial processing to the action officer under date and coordination. Reference is made to the paragraph on the Master Record Card marked "purpose". The action officer will complete that paragraph and all succeeding entries.

The action officer will maintain a file folder with the AFLI file number properly inserted on the file tab. Also, the short title will be inserted on the file tab. All identical bills or similar bills will be filed under the same AFLI number. The action officer is responsible for listing the bill numbers (etc.) on the front cover of the file folder under the word "combined" where more than one legislative item is filed in the same folder. The action officer will see that each identical or similar legislative item maintained in the single folder is separated by a tab and identified as, for example, H. R. 523. Also, each piece of correspondence will be serialized by the action officer beginning with No. 1 for the first piece of correspondence. Note that in combined files where correspondence is separated by a tab denoting similar or identical legislative items the correspondence will be separately serialized. Correspondence will not be filed by "H.R." or "S." number etc.

The action officer is responsible for maintenance of the Master Record Card on a daily basis after the initial entry is made by the Program Control Officer. (Verbal instructions will be given each action officer as to the best method for maintaining the Master Record Card).

b. Cross Index.

The Program Control Officer will maintain a cross reference index informational sheet to identify each AFLI number with file numbers or numerical designation of other departments or agencies.

c. Cross Reference.

(See attachment #2.)

85-21 84-236	Army & AF Vitalization & Retmt Equali- zation Act, Amend sec. 302 re date of Entitlement to receive ret'd pay.	12.
AFLI 90 86-90 PDP, L/C McNichols 3- 18Sep58	Army	

Card #1--Filed by sub-
jective cate-
gory.

Card #2--Filed by numer-
ical designation.

Card #3--Filed by key
word.

Cross Reference

1. The Program Control Officer is responsible for maintaining the cross refer-
encing cards. He will maintain a cross referencing file system as follows:

- a. by subjective category (list enclosed).
- b. by identifying number other than AFLI number--
such as H.R. or S. number.
- c. by key word.

2. See example of cross referencing file cards.

Subjective Categories

- | | |
|-----------------------------------|---------------------------|
| 0 NAME | 12 RETIREMENT |
| 1 GENERAL | 13 SELECTIVE SERVICE |
| 2 COMMUNICATIONS | 14 SUPPLIES AND EQUIPMENT |
| 3 EDUCATION AND TRAINING | 15 TRANSPORTATION |
| 4 FINANCE | 16 UNIVERSAL TRAINING |
| 5 FOREIGN ASSISTANCE AND MISSIONS | 17 INSURANCE |
| 6 INSTALLATIONS | 18 HOUSING |
| 7 MEDICAL AND HOSPITAL CARE | 19 TAXES |
| 8 MILITARY JUSTICE | 20 CLAIMS |
| 9 MILITARY PERSONNEL | 21 CONTRACTS, PROCUREMENT |
| 10 PROGRAM, ORGANIZATIONS | 22 CIVILIAN PERSONNEL |
| 11 RESERVES AND NATIONAL GUARD | |

Attachment #2

DEPARTMENT OF THE AIR FORCE
Washington

Office of the Secretary

MEMORANDUM FOR

Action Officer
File No.
Cross Reference
Entered by
Program Control
Officer on Action
Officer's Copies

SUBJECT:

1. The appropriate boxes have been marked to indicate the necessary action you are required to take on the subject correspondence.

2. The first addressee of this memorandum has action responsibility for the Air Staff, including all necessary coordination with other Air Staff agencies. Comments will be coordinated with AFCJA-14 prior to being forwarded to SAFLL-2. Information copies of subject correspondence have been forwarded to all addressees.

COMMENT ON OR CONCURRENCE WITH ATTACHED _____

INFORMATION UPON WHICH TO BASE A REPLY

STUDY AND SUBMISSION OF COMMENT IF APPROPRIATE

ATTACHED ARE THE FOLLOWING:

- a. DEPARTMENT OF DEFENSE FRIDAY STATUS REPORT
- b. THREE COPIES OF THE FOLLOWING BILLS

PLEASE COMPLETE BY _____ OR NOTIFY EXTENSION _____

COMPLIANCE WITH PARS. 4, 5, and 9, HOI 11-30, DATED 28 JAN 58 &
PAR. 4d, HOI 11-2, DATED 29 NOV 55, IS REQUESTED.

DOD ACTION AGENCY _____

OSD FRIDAY STATUS REPORT NO. _____

REMARKS:

Inclosures

JAMES T. ASHWORTH
Program Control Officer
for
EDWARD M. LIGHTFOOT
Colonel, USAF
Chief, Legislative Division

Attachment #3

C O P Y

DEPARTMENT OF DEFENSE
Office of General Counsel
Washington 25, D. C.

January 17, 1958

MEMORANDUM FOR THE SECRETARY OF THE ARMY

Attention: Major General J. H. Michaelis
Chief of Legislative Liaison

THE SECRETARY OF THE NAVY

Attention: Rear Admiral E. C. Stephan
Chief of Legislative Liaison

THE SECRETARY OF THE AIR FORCE

Attention: Major General Joe W. Kelly
Director, Legislative Liaison

SUBJECT: Legislative Status Report No. 55

This report covers all actions during the previous seven-day period, on which advices were received in the Legislative Reference Service by noon, Thursday, January 16, 1958.

These assignments are based on a summary review in this office. Should any Department feel that changes in these assignments are warranted, recommendations for changes should be made to this office.

In the submission of reports intended to cover more than one introduced bill, all bill numbers, both House and Senate, should be listed for the information of coordinating offices.

Any inaccuracies in this report should be reported to the undersigned for correction.

PROGRAM LEGISLATION SUBMITTED TO CONGRESS

	<u>DOD No.</u>	<u>Date</u>	<u>Action Agency</u>
Career Compensation Act, Amend to Revise Pay and Allowances, and to Authorize Term Retention Contracts for Reserve Officers (H.R. 9979)	85-180	14Jan58	OSD

PROGRAM LEGISLATION SUBMITTED TO THE BUREAU OF THE BUDGET

Contracts, Authorize Indemnification Against Certain Risks (Revised)	85-172	13Jan58	OSD
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Status Report No. 55
January 17, 1958

PROPOSED EXECUTIVE ORDER TO THE BUREAU OF THE BUDGET

	Date	Action Agency
"Transferring from the Dept/Navy to the H&HFA the Surface Rights to a Certain Parcel of Land Located Within Naval Petroleum Reserve No. 2 in California"	9Jan58	Navy

REQUESTS FOR REPORTS PREVIOUSLY RECEIVED ON WHICH CHANGE OF ASSIGNMENTS HAVE BEEN MADE

H.R. 9612	National Guard	H.AS	8Jan58	OSD
H.R. 9667	National Guard	H.AS	8Jan58	OSD
H.R. 9746	National Guard	H.AS	8Jan58	OSD
H.R. 9747	National Guard	H.AS	8Jan58	OSD

PROPOSED COORDINATION REPORTS RECEIVED DECEMBER 8 THROUGH DECEMBER 14, 1957, NOT YET SUBMITTED TO THE BUREAU OF THE BUDGET

H.R. 8091	Dept. of Defense- Natl. Security Act		12Dec57	OSD
H.R. 9353(5)	Texas		12Dec57	Army
S. 1411	Suspension		12Dec57	OSD
S. 2294	Dept. of Defense- Natl. Security Act		12Dec57	OSD

REQUESTS FOR REPORTS FROM COMMITTEES OF CONGRESS

H.R. 8772	Correction of Records	S.AS	3Jan58	Air Force
H.R. 9610	Academies-General	H.AS	9Jan58	Air Force
H.R. 9643	Exemptions	H.AS	9Jan58	Army
H.R. 9651	Dept. of Defense- National Security Act	H.AS	9Jan58	OSD
H.R. 9654	Merchant Marine	H.MM&F	13Jan58	Navy
H.R. 9670	Decorations & Awards	H.AS	9Jan58	Army
H.R. 9672	Academies-General (Science Academy)	H.AS	9Jan58	Air Force
H.R. 9673	Military Justice- Uniform Code	H.AS	9Jan58	Air Force
H.R. 9685	Academies-General (Science Academy)	H.AS	9Jan58	Air Force
H.R. 9705	National Guard	H.AS	9Jan58	OSD
H.R. 9708	Michigan	H.GO	10Jan58	Army
H.R. 9712	Acad-Gen(Science Acad)	H.AS	9Jan58	Air Force
H.R. 9723	Career Comp. Act	H.AS	9Jan58	Navy
H.R. 9724	Antarctic	H.AS	9Jan58	Navy
H.R. 9738	Georgia	H.AS	9Jan58	Navy
H.R. 9820	Transportation(Knives)	H.I&FC	9Jan58	Army
H.R. 9833	Merchant Marine	H.MM&F	13Jan58	Navy
H.R. 9843	Exemptions	H.AS	9Jan58	Army
H.R. 9847	Commission on Outer Space	H.AS	9Jan58	OSD
H.R. 9856	Alaska (S:30 days)	H.I&IA	14Jan58	Army
H.R. 9865	Alaska (S: 30 days)	H.I&IA	14Jan58	Army

C O P Y

Status Report No. 55
January 17, 1958

REQUESTS FOR REPORTS FROM COMMITTEES OF CONGRESS (Cont)

		Comte	Date	Action Agency
H.R. 9868	Alaska (S:30 days)	H.I&IA	14Jan58	Army
H.R. 9873	Civil Defense	H.AS	11Jan58	Army
H.R. 9874	Alaska (S: 30 days)	H.I&IA	14Jan58	Army
H.R. 9875	California	H.AS	10Jan58	Navy
H.R. 9875	Academies-Genl(Science Academy)	H.AS	15Jan58	Air Force
H.R. 9905	Federal Aid	H.AS	14Jan58	OSD
H.R. 9909	Rhode Island	H.AS	14Jan58	Navy
H.R. 9932	Florida	H.AS	14Jan58	Air Force
H.R. 9972	Contracts	H.AS	15Jan58	Army
S. 2957	Academies-Genl(Science Academy)	S.I&PW	11Jan58	Air Force
S. 2966	Compensation & Pension(S:ASAP)	S.Fin	14Jan58	Army
S. 2993	Small Business	S.B&C	14Jan58	OSD
S.J. Res. 135	Water	S.I&IA	10Jan58	Navy
S.Con.Res. 54	Civil Aeronautics	S.I&FC	14Jan58	Air Force

PROPOSED REPORTS SUBMITTED TO THE BUREAU OF THE BUDGET

H.R. 3527	9Jan58	OSD
H.R. 3965	9Jan58	Army
H.R. 4943	9Jan58	OSD
H.R. 6853	9Jan58	OSD
S. 496	9Jan58	Army
S. 962	9Jan58	Army

PROPOSED REPORTS RETURNED BY THE BUREAU OF THE BUDGET

H.R. 482	13Jan58	Navy
H.R. 4684	8Jan58	Navy
H.R. 9196	13Jan58	Navy

REPORTS SUBMITTED TO COMMITTEES OF CONGRESS

H.R. 689	10Jan58	Army
H.R. 3018	13Jan58	Navy
H.R. 9196	15Jan58	Navy
H.R. 9522	10Jan58	Navy
S. 1085	10Jan58	Army
S. 2851	10Jan58	Navy

REQUESTS FOR REPORTS FROM THE BUREAU OF THE BUDGET

Letter from BOB (Dir/Navy) requesting views on draft bill, submitted by Interior Dept., ent: "To authorize and direct the transfer of certain Federal property to the Govt. of American Samoa"	8Jan58	Navy
Memo requesting views on draft bill, submitted by CAB, ent: "To amend the Civil Aeronautics Act of 1938, as amended, to include a declaration of policy relative to the use of air carriers in meeting the needs of the Govt. for transportation by air"	9Jan58	Air Force

Status Report No. 55
January 17, 1958

REQUESTS FOR REPORTS FROM THE BUREAU OF THE BUDGET (Cont)

	<u>Date</u>	<u>Action Agency</u>
Letter requesting views on letter from CIA with proposed Executive Order, ent: "Designating the Central Intelligence Agency as a Defense Agency, for Certain Purposes" (Susp: earliest convenience)	13Jan58	OSD

REPLY TO THE BUREAU OF THE BUDGET

Memo requesting views on draft bill, submitted by HEW, ent: "Educational Development Act of 1958", dated 8Jan58	15Jan58	OSD
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CONFIRMATION OF OSD ADVICES

H.R. 8780	9Jan58	Army
H.R. 9353	15Jan58	Army
Memo dtd 29Mar57 from BOB requesting views on draft bill, submitted by the Office of the Pres. Adviser on Personnel Management, ent: "Local Nationals Personnel Act' To Provide authorities for the procurement of personal services of non-citizens in foreign areas and establishing non-U.S. citizen personnel programs, & for other purposes."	10Jan58	Army
Memo from BOB (Dir/Army), dtd 5 July57, requesting views on draft bill ent: "Relating to the Regulation of rates and charges for the disposition of electric power & energy produced by projects and facilities under the control of Fed. agencies"	10Jan58	Army

<u>Bill Assigned to Army</u>		<u>Bills Assigned to Navy</u>		<u>Bills Assigned to Air Force</u>	
H.R. 9628	H.R. 9865	H.R. 9654	H.R. 9855	H.R. 9610	S. 2919
H.R. 9643	H.R. 9868	H.R. 9665	H.R. 9875	H.R. 9672	S. 2957
H.R. 9670	H.R. 9873	H.R. 9689	H.R. 9909	H.R. 9673	S. 2967
H.R. 9700	H.R. 9874	H.R. 9709	H.R. 9935	H.R. 9685	S. 2974
H.R. 9708	H.R. 9915	H.R. 9723	H.R. 9978	H.R. 9712	S. 2978
H.R. 9820	H.R. 9972	H.R. 9724	S. 2945	H.R. 9818	S.ConRes 54
H.R. 9821	S. 2933	H.R. 9738	S. 2970	H.R. 9902	
H.R. 9843	S. 2966	H.R. 9826	S. 2991	H.R. 9932	
H.R. 9856	S. 2996	H.R. 9833	SJRes 135		

Bills Assigned to OSD

H.R. 9612	H.R. 9906
H.R. 9667	H.R. 9907
H.R. 9684	H.R. 9908
H.R. 9705	H.R. 9937
H.R. 9746	H.R. 9977
H.R. 9747	H.R. 9979
H.R. 9847	S. 2993
H.R. 9905	

(signed)

Frank J. Sherlock
For the General Counsel

85th Congress
2d Session

H. R. 9932

IN THE HOUSE OF REPRESENTATIVES

January 13, 1958

Mr. Sikes introduced the following bill, which was referred to the Committee
on Armed Services

A B I L L

To provide for the conveyance of certain land of the United States to the State
Board of Education of the State of Florida.

1 Be it enacted by the Senate and House of Representatives of the
2 United States of America in Congress assembled, That the Secretary of
3 the Air Force is authorized and directed to convey to the State Board of
4 Education of the State of Florida all of the right, title, and interest
5 of the United States in and to the real property described in section
6 2 of this Act subject to the condition that it be used as a recreational
7 camp or for other public purposes and if it shall ever cease to be used
8 for such a camp or for such public purposes, title to such property shall
9 immediately revert to the United States which shall have the immediate
10 right of entry thereon.

11 SEC. 2. The land referred to in the first section contains
12 approximately 11 acres lying and being in lot 1, section 36, township 1
13 south, range 22 west, Tallahassee meridian, Okaloosa County, Florida.
14 Beginning at a point which is on the east line of said section 36, 1,883
15 feet south of the northeast corner of said section, thence south 55 de-
16 grees west 800 feet; thence north 35 degrees west 600 feet; thence north
17 55 degrees east 800 feet; thence south 35 degrees east 600 feet to the
18 point of beginning.

Attachment #4A

DEPARTMENT OF THE AIR FORCE
Washington

Office of the Secretary

16 January 1958

MEMORANDUM FOR Director of Installations
AFOIE-2L, Room 5D 423

Office of the Judge Advocate General
AFCJA-14, Room 5B 318

SUBJECT:

1. The appropriate boxes have been marked to indicate the necessary action you are required to take on the subject correspondence.
2. The first addressee of this memorandum has action responsibility for the Air Staff, including all necessary coordination with other Air Staff agencies. Comments will be coordinated with AFCJA-14 prior to being forwarded to SAFLL-2. Information copies of subject correspondence have been forwarded to all addressees.

COMMENT ON OR CONCURRENCE WITH ATTACHED

XX INFORMATION UPON WHICH TO BASE A REPLY

STUDY AND SUBMISSION OF COMMENT IF APPROPRIATE

ATTACHED ARE THE FOLLOWING:

- a. DEPARTMENT OF DEFENSE FRIDAY STATUS REPORT
b. THREE COPIES OF THE FOLLOWING BILLS

XX PLEASE COMPLETE BY 29 Jan. 58 OR NOTIFY EXTENSION 53391

XX COMPLIANCE WITH PARS. 4, 5, AND 9, HOI 11-30, DATED 28 JAN 58 & PAR. 4d, HOI 11-2, DATED 29 NOV 55, IS REQUESTED.

XX DOD ACTION AGENCY AF

OSD FRIDAY STATUS REPORT NO.

REMARKS:

House Armed Services Committee has requested a DOD report. Air Force has been assigned action.

/s/

JAMES T. ASHWORTH
Chief, Program Control
& Administrative Office
Legislative Division

EDWARD M. LIGHTFOOT
Colonel, USAF
Chief, Legislative Division

Inclsures

DEPARTMENT OF THE AIR FORCE
Headquarters United States Air Force
Washington 25, D. C.

AFOIE-R

11 February 1958

MEMORANDUM FOR THE DIRECTOR OF LEGISLATIVE LIAISON

SUBJECT: H.R. 9932, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida".

1. The following information is furnished as a basis for preparation of a report on H.R. 9932, a Bill to authorize the conveyance of certain land of the United States to the State Board of Education of the State of Florida.

"The land referred to in this Bill is a portion of Eglin Air Force Base, Florida and was originally a portion of Parcel 170 totaling 2,118.89 acres of Choctawhatchee National Forest. The Act of 27 June 1940 (Public Law 668, 76th Congress) transferred this property from the Forest Service, Department of Agriculture to the War Department.

"For the past five years, subject property has been permitted to the United States Department of Agriculture Extension Service to use and occupy incident to the maintenance of a 4-H Club recreational camp.

"The Department of the Air Force interposes no objection to the transfer of the property to the State Board of Education of the State of Florida provided the Bill is amended as indicated below, to protect the operational interests of the Government:

Delete Section 1 and substitute the following language:

"Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Air Force is authorized and directed to convey to the State Board of Education of the State of Florida all of the right, title, and interest of the United States in and to the real property described in section 2 of this Act subject to the following conditions:

(a) That it be used as a recreational camp or for other public purposes and if it shall ever cease to be used for such a camp or for such public purposes, title to such property shall immediately revert to the United States which shall have the immediate right of entry thereon.

(b) That in the event of a National emergency, title to the property shall revert to the United States, if the use thereof is determined by the Secretary of the Air Force to be required in the interest of the National security, at no cost except for improvements constructed by the State, the fair market value of which will be paid to the State by the United States.

(c) That no structure, the height of which is in excess of 75 feet above the low water level, shall be constructed upon the property.

Attachment #4c

Memo to SAFLL; subj: H.R. 9932, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida.
(Cont'd)

(d) That the State of Florida expressly waive any and all claims for damages which may result to improvements upon the property from Air Force operations."

2. Expenditure of Air Force funds is not involved. This paper has been coordinated with AFCJA, Mr. Morrisson, Ext 75677. Action Officer, Mrs. Campbell, AFOIE-RM, Ext 78962.

/s/

1 Incl
Bill H.R. 9932

C. F. DREYER
Brigadier General, U. S. Air Force
Acting Director of Installations
Deputy Chief of Staff, Operations

Attachment #4c--Page 2

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

Dear Mr. Chairman:

Reference is made to your request for the views of the Department of Defense with respect to H.R. 9932, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida." The Secretary of Defense has delegated to this Department the responsibility for expressing the views of the Department of Defense.

H.R. 9932, if enacted, would authorize the Secretary of the Air Force to convey all right, title, and interest of the United States to certain described lands (approximately 11 acres within the boundaries of Eglin Air Force Base, Florida) to the State Board of Education of the State of Florida, subject to the condition that said land be used as a recreational camp or for other public purposes and if not so used to revert to the United States.

The land described in H.R. 9932 was originally a portion of the Choctawhatchee National Forest and was transferred, with other land, by the Forest Service, Department of Agriculture, to the War Department under the Act of 27 June 1940 (Public Law 668, 76th Congress). It has been used by the United States Department of Agriculture Extension Service for the past five years as a 4-H Club recreational camp.

Section 13 of the Surplus Property Act of 1944 (62 Stat. 350) provides adequate authority for the transfer of Federal property for use of a public park, public recreational area, or historic monument. However, this authority requires reimbursement to the Federal Government. H.R. 9932 is therefore only necessary if the Congress were to decide that the property described in subject bill should be transferred to the State Board of Education, State of Florida, without reimbursement. However, it is pointed out that the enactment of this legislation might result in other similar legislation, thus defeating the purpose of the Surplus Property Disposal Act.

In the event H.R. 9932 should meet with favorable consideration, it is recommended that it be amended to provide for the return of said property to the United States if required in the event of a national emergency at no cost except for improvements constructed by the State; that no structure, the height of which is in excess of 75 feet above the low water level, shall be constructed upon the property; and that the State of Florida waive any and all claims for damages which may result to said property from Air Force operations.

(Distribution)

Attachment #4d

The Department of Defense has no objection to H.R. 9932 if the Congress deems it advisable to convey the property described therein to the State Board of Education, State of Florida, subject to the proposed amendments.

Enactment of H.R. 9932 would not involve the expenditure of any Department of Defense appropriations.

This report has been coordinated within the Department of Defense in accordance with procedures prescribed by the Secretary of Defense.

The Bureau of the Budget has advised that there is no objection to the submission of this report.

Sincerely yours,

Honorable Carl Vinson
Chairman, Committee on Armed
Services
House of Representatives

OFFICE SYMBOL	Attachment #4d--Page 2	3.	4.	5.
GRADE AND SURNAME OF COORDINATING OFFICERS				
Approved For Release 2004/10/20 : CIA-RDP91-00965R000400050005-7				

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

3 March 1958

MEMORANDUM FOR CHIEF, LEGISLATIVE LIAISON
Department of the Army

CHIEF OF LEGISLATIVE LIAISON
Department of the Navy

INFORMATION TO THE GENERAL COUNSEL
Department of Defense
Attention: Director, Legislative Reference Service

SUBJECT: H.R. 9932, 85th Congress, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida".

1. In accordance with the Department of Defense Instruction No. 5500.4, dated 2 October 1957, there are transmitted for coordination copies of the proposed report of this Department on subject bill.

2. The Action Officer on this matter is Lt Colonel Black, extension 53391, and the Air Force File Number is H.R. 9932.

/s/
W. McNichols, Lt. Col.
/f/
ROBERT A. GREEN
Colonel, USAF
Chief, Legislative Division

Inclosure

DEPARTMENT OF THE NAVY
OFFICE OF THE SECRETARY
WASHINGTON 25, D. C.

Office of Legislative Liaison

LCDR Pulliam
Ext. 76196
In reply refer to
OLL:LD:JCP:nm
6 March 1958

MEMORANDUM

For: Director, Legislative Liaison
Department of the Air Force

Subj: H.R. 9932, 85th Congress, a bill "To provide for the conveyance
of certain land of the United States to the State Board of
Education of the State of Florida."

1. The Department of the Navy interposes no objection to the proposed
report on the subject bill enclosed with the memorandum of the Department
of the Air Force dated 3 March 1958.

/s/
J. R. Verbrycke
/f/

C. R. HARRISON
Captain, U. S. Navy
Director, Legislative Division

Copy to:
Chief, OLL, Dept/Army
General Counsel, DOD

Attachment #4f

DEPARTMENT OF THE ARMY
OFFICE OF THE SECRETARY OF THE ARMY
Washington 25, D. C.

18 April 1958

MEMORANDUM FOR: DIRECTOR, LEGISLATIVE LIAISON
Department of the Air Force

INFORMATION TO: GENERAL COUNSEL, DEPARTMENT OF DEFENSE
Attention: Legislative Reference Service

CHIEF OF LEGISLATIVE LIAISON
Department of the Navy

SUBJECT: H.R. 9932, 85th Congress, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida."

1. The Department of the Army is not opposed to the Air Force position on subject bill, as indicated in proposed report submitted by the Department of the Air Force memorandum dated 3 March 1958, subject as above. However, it is suggested that the report be modified for the reasons indicated, to set forth that:

a. The Act of June 27, 1940 (54 Stat. 628, 655) provides, among other things, that if the property described in H.R. 9932 shall cease to be needed for military purposes it may, by proclamation or order of the President, be restored to a national forest status. (It is believed that this provision in the legislation indicates a Congressional intent to restore the property, if feasible, as a national forest instead of making it available for disposal in accordance with the general laws applicable to the reassignment, use, and disposal of excess surplus property and in any event, as a minimum, requires that the Department of Agriculture be consulted when it is no longer required for military purposes.)

b. The lands involved in H.R. 9932 were set apart from the public domain by Proclamation of the President November 27, 1908 (35 Stat. 2208). (This is deemed significant in determining the method of disposal if the lands are not restored to a national forest status. It is the opinion of this Department that the property would then become available for use or disposal by the Secretary of the Interior in accordance with the general public land laws unless determined otherwise under the provisions of the Federal Property and Administrative Services Act of 1949, as amended by the Act of February 28, 1958, Public Law 85-337 (63 Stat. 377, 72 Stat. 29)).

c. Use of the property involved was made available to the Florida Agricultural Extension Service by the Department of Agriculture prior to its transfer to the War Department, that the State of Florida has been using the property continuously as Camp Timpoochee, and that the current permit to
Attachment #4g

the Department of Agriculture from the Department of the Air Force is for the five year period ending 31 January 1963.

2. In view of the foregoing it is the opinion of the Department of the Army since (a) your Department has no objection to the conveyance, and (b) it is doubtful if any authority exists for conveyance to the State of Florida, specific legislative authorization, as contemplated by the bill, would be desirable. However, if the Department of the Air Force is still of the opinion that the property could be disposed of as park or recreational property under existing general legislation providing for public benefit discounts this Department would have no objection to further modification of the report to indicate that, while the Department of the Air Force is of that opinion, the matter is not free from doubt and that therefore enactment of legislation similar to H.R. 9932 would assure fulfillment of the purposes.

FOR THE CHIEF OF LEGISLATIVE LIAISON:

/s/
JAMES K. GAYNOR
Colonel, GS
Chief of Legislative
Division

cc:
OCE
DCS, Log
OTAG
CLL

Washington

Office of the Secretary

21 April 1958

MEMORANDUM FOR Director of Installations
AFOIE-2L, Rm 5D 426

Office of the Judge Advocate General
AFCJA-14, Rm 5B 318

SUBJECT: H.R. 9932 (85)

1. The appropriate boxes have been marked to indicate the necessary action you are required to take on the subject correspondence.
2. The first addressee of this memorandum has action responsibility for the Air Staff, including all necessary coordination with other Air Staff agencies. Comments will be coordinated with AFCJA-14 prior to being forwarded to SAFLL-2. Information copies of subject correspondence have been forwarded to all addressees.

XXX COMMENT ON OR CONCURRENCE WITH ATTACHED Army memo dtd 18 Apr 1958

 INFORMATION UPON WHICH TO BASE A REPLY

 STUDY AND SUBMISSION OF COMMENT IF APPROPRIATE

 ATTACHED ARE THE FOLLOWING

- a. DEPARTMENT OF DEFENSE FRIDAY STATUS REPORT
- b. THREE COPIES OF THE FOLLOWING BILLS

XXX PLEASE COMPLETE BY 1700 hrs. 22 Apr 1958 OR NOTIFY EXTENSION 71348

XXX COMPLIANCE WITH PARS. 4, 5, AND 9, HOI 11-30, DATED 28 JAN 58 &
PAR. 4d, HOI 11-2, DATED 29 NOV 55, IS REQUESTED.

XXX DOD ACTION AGENCY AF

 OSD FRIDAY STATUS REPORT NO.

REMARKS:

JAMES T. ASHWORTH
Chief, Program Control
& Administrative Office
Legislative Division
/f/
ROBERT A. GREEN
Colonel, USAF
Chief, Legislative Division

Inclosures

Attachment #4h

DEPARTMENT OF THE AIR FORCE
Headquarters United States Air Force
Washington 25, D. C.

AFOIE-R

MEMORANDUM FOR RECORD:

22 April 1958

SUBJECT: H.R. 9932, 85th Congress, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida".

1. At the request of Colonel Black, SAFLL, a verbal reply to Army memo dated 18 April 1958 was given this date substantially as follows:

"The Air Force has no objection to the comments of the Department of the Army to the Air Force position on subject bill. However, in view of the existing statute (The Act of June 27, 1940 (54 Stat 628, 655) which provides that if the property described in H.R. 9932 shall cease to be needed for military purposes it may, by proclamation or order of the President, be restored to a national forest status, it is recommended that the comments of the Department of Agriculture be obtained."

2. This action was coordinated with Miss Fry AFOIE-RE and Mr. Morrision, AFCJA, extension 75677.

/s/

Incl
D/Army memo
dtd 18 Apr 58

E. V. CAMPBELL, AFOIE-RM
Action Officer

Attachment #41

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

Dear Mr. Chairman:

Reference is made to your request for the views of the Department of Defense with respect to H.R. 9932, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida." The Secretary of Defense has delegated to this Department the responsibility for expressing the views of the Department of Defense.

H.R. 9932, if enacted, would authorize the Secretary of the Air Force to convey all right, title, and interest of the United States to certain described lands (approximately 11 acres within the boundaries of Eglin Air Force Base, Florida) to the State Board of Education of the State of Florida, subject to the condition that said land be used as a recreational camp or for other public purposes and if not so used to revert to the United States.

The land described in H.R. 9932 was set apart from the public domain by Proclamation of the President on 27 November 1908 (35 Stat. 2208). It was originally a portion of the Choctawhatchee National Forest and was transferred with other land by the Forest Service of the Department of Agriculture to the War Department under the Act of 27 June 1940 (54 Stat. 628,655). This latter Act provides, among other things, that if the property described in H.R. 9932 ceases to be needed for military purposes, it may, by Proclamation or order of the President, be restored to a national forest status.

The Proclamation and Act referenced above are deemed significant in determining the method of disposal of this particular property. It is also pointed out that if the land is not restored to national forest status and is not available for disposal in accordance with the general public land laws, it could also be considered for disposal under the provision of the Federal Property and Administrative Services Act of 1949, as amended. However, in view of the above cited Proclamation and Acts, there is some doubt as to which Act would apply in the transfer of this property, therefore, enactment of legislation similar to H.R. 9932 would correct the area of doubt.

Subject land is being used by the United States Department of Agriculture Extension Service for a 4-H Club recreational camp.

In the event H.R. 9932 should meet with favorable consideration, it is recommended that it be amended to provide for the return of said property to the United States if required in the event of a national

emergency at no cost except for improvements constructed by the State; that no structure, the height of which is in excess of 75 feet above the low water level, shall be constructed upon the property; and that the State of Florida waive any and all claims for damages which may result to said property from Air Force operations.

The Department of Defense has no objection to H.R. 9932 if the Congress deems it advisable to convey the property described therein to the State Board of Education, State of Florida, subject to the proposed amendments.

Enactment of H.R. 9932 would not involve the expenditure of any Department of Defense appropriations.

This report has been coordinated within the Department of Defense in accordance with procedures prescribed by the Secretary of Defense.

The Bureau of the Budget has advised that there is no objection to the submission of this report.

Sincerely yours,

Honorable Carl Vinson
Chairman, Committee on
Armed Services
House of Representatives

OFFICE SYMBOL	Attachment #4J--Page 22.	3.	4.	5.
GRADE AND SURNAME OF COORDINATING OFFICERS	Approved For Release 2004/10/20 : CIA-RDP91-00965R000400050005-7			

SAFII2
Lt Col Black/rk/53391
24 April 1958
FILE: HR 9932(85)

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

MEMORANDUM FOR THE RECORD

SUBJECT: Coordination on revised report on H.R. 9932, 85th Congress, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida".

Coordination on the revised report on subject bill was informally made on 24 April 1958 with Mrs. Campbell, AFOIE, Air Staff Action Officer, extension 78962; Commander Pulliam, OLL-N; and on 23 April 1958 with Mr. Milton Pearl, Army OCE, extension 71851. The revised report was submitted for regular coordination with SAFGC and SAFIE.

/s/

PAUL A. BLACK
Lt Colonel, USAF
Materiel Branch
Legislative Division

Attachment #4k

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

April 25, 1958

MEMORANDUM FOR THE GENERAL COUNSEL
Department of Defense
Attention: Director, Legislative Reference Service

INFORMATION TO CHIEF, LEGISLATIVE LIAISON
Department of the Army

CHIEF OF LEGISLATIVE LIAISON
Department of the Navy

SUBJECT: H.R. 9932, 85th Congress, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida".

1. Request clearance of the attached revised report in accordance with Department of Defense Instruction No. 5500.4, dated 2 October 1957.
2. The attached proposed report of this Department has been revised to conform to recommendations made by the Department of the Army in a memorandum dated 18 April 1958. Informal coordination of this report, as revised, has been obtained from the Department of the Navy.
3. The Action Officer on this matter is Lt Colonel Paul A. Black, extension 53391, and the Air Force File Number is H.R. 9932.

/s/

ROBERT A. GREEN
Colonel, USAF
Chief, Legislative Division

Inclosure
Revised proposed report

DEPARTMENT OF DEFENSE
OFFICE OF GENERAL COUNSEL
Washington 25, D. C.

May 5, 1958
(Date)

MEMORANDUM FOR THE RECORD

SUBJECT: H.R. 9932, 85th Congress, a bill "To provide for conveyance of certain land of the United States to the State Board of Education of the State of Florida."

TELEPHONE CALL TO: Colonel Black, SAFLL

The Office of the Secretary of Defense has no objection to the report proposed by Air Force on the above bill.

/s/

Frank J. Sherlock
Director, Legislative Reference
For the General Counsel

cc: Mr. Dechert
SAFLL

Attachment #4m

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

8 May 1958

Dear Mr. Director:

The Chairman, Committee on Armed Services, House of Representatives, has requested the views of the Department of Defense with respect to H.R. 9932, 85th Congress, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida". The Department of the Air Force has been delegated the responsibility of preparation and submission of this report.

The inclosed report has been coordinated within the Department of Defense in accordance with procedures prescribed by the Secretary of Defense.

The Department of the Air Force on behalf of the Department of Defense requests advice as to whether there is any objection to the submission to the Congress of the inclosed report.

Sincerely yours,

/s/

JOE W. KELLY
Major General, USAF
Director, Legislative Liaison

Inclosure

Honorable Maurice H. Stans
Director
Bureau of the Budget

Attachment #4n

SAFLI-2

Lt Col Clay/br/53391

25 June 1958

DEPARTMENT OF THE AIR FORCE

FILE: HR 9932

Washington

Office of the Secretary

MEMORANDUM FOR THE RECORD

SUBJECT: H.R. 9932, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida."

Mr. Kelleher, Counsel, HASC, telephoned this date and requested the Air Force report on subject bill since the HASC hopes to hold a hearing on the bill Friday, 27 June 1958, and at the very latest, 30 June 1958. Mr. Kelleher was advised that the report is pending in the Bureau of the Budget and that I would contact that office immediately.

Mr. Hyde, BOB, cleared the report with the following advice:

"The Bureau of the Budget advises that while there is no objection to the submission of this report, it believes that the Committee should consider the comments which the Department of Interior expects to submit directly on H.R. 9932."

Mr. Kelleher was advised that the report would be submitted at the earliest possible time and before Friday, 27 June 1958.

/s/

MARVIN J. CLAY
Lt Colonel, USAF
Chief, Materiel Branch
Legislative Division

Attachment #4-o

MEMO ROUTING SLIP		NEVER USE FOR APPROVALS, DISAPPROVALS, CONCURRENCES, OR SIMILAR ACTIONS	
1 NAME OR TITLE	INITIALS		CIRCULATE
ORGANIZATION AND LOCATION AFCVC	DATE	1	COORDINATION
2			FILE
SAFS			INFORMATION
3			NECESSARY ACTION
			NOTE AND RETURN
4			SEE ME
		2	SIGNATURE
REMARKS			
<p>1. Proposed qualified no objection report of the D/AF on behalf of the DOD on H.R. 9932, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida."</p> <p>2. H.R. 9932 would authorize the transfer of approximately 11 acres at Eglin AFB to the State Board of Education (Florida), subject to condition that the land be used as a recreational camp or for other public purposes. The property is now being used by the Department of Agriculture as a 4-H Club camp. The D/AF requested amendments to permit the return of said property to the U.S. in event of a national emergency; limitation on the construction of buildings, and waiver of damages by the State of Florida caused from Air Force operations. This matter has been coordinated with the DOD and the BOB.</p>			
FROM NAME OR TITLE		DATE	
SAFLL		25 June 58	
ORGANIZATION AND LOCATION		TELEPHONE	
		78153	

DD FORM 95
1 FEB 50

Replaces DA AGO Form 805, 1 Apr 48, and AFHQ Form 12, 10 Nov 47, which may be used.

16-48-16-74007-1 GPO

Use of Memo Routing Slip (DD Form 95) in Lieu of
Air Staff Summary Sheet in Certain Instances

1. Attached hereto is a specimen copy of a Memo Routing Slip and Air Staff Summary Sheet indicating the method for their use in forwarding letters for the Secretary's signature.

2. The Memo Routing Slip should be used for obtaining coordination and signature for those letters or reports which do not contain complex or controversial narration, and where the purpose of the bill and any other necessary facts can be stated in the brief space available on the Memo Routing Slip. In cases not suited to the use of the Memo Routing Slip, the Air Staff Summary Sheet will be used, as shown in the attached sample.

3. The purpose of this procedure is to reduce the amount of paperwork and stenographic time now used in processing letters to the Secretary's office for signature. Generally, it is believed the Memo Routing Slip will suffice for most letters and reports; however, the determination as to whether the matter requires an Air Staff Summary Sheet or a Memo Routing Slip will depend on the Action Officer's judgment based on the nature of the letter or report being processed.

4. For distribution of the Air Staff Summary Sheet, refer to HOI 10-1C and Legislative Liaison Instruction 10-5.

5. Normally, Secretarial and Staff coordination is not shown on Memo Routing Slip when used as a element for obtaining the signature. However, on 14 October 1958 Assistant Secretary Sharp (SAFMA) had requested that all coordination be shown on Memo Routing Slip. Coordination on the coordination block stamp will be used on the Memo Routing Slip when papers are submitted to Assistant Secretary Sharp for coordination or signature.

DEPARTMENT OF THE AIR FORCE AIR STAFF SUMMARY SHEET
Approved For Release 2004/10/20 : CIA-RDP91-00965R000400050005-7

ROUTE TO		ACTION	SIGNATURE (Grade and Surname)	ORIGINATOR (Symbol)	TELEPHONE NO.	DATE
1	AFCCS	Coord		SAFLL-2	77007	(Leave Blank)
2	SAFS	Sig				
				ACTION OFFICER	<div>(Signature)</div> <div>Lt Colonel Wilson</div> <div>(Typed Grade and Surname)</div>	
					<div>TYPIST'S INITIALS</div> <div>dec</div>	

SUBJECT

(Number and title of subject legislation)

SUMMARY

1. (State the reason(s) for the letter)
2. (State purpose of the legislation)
3. (Give a resume of the reply including a statement of the position taken with respect to the subject)
4. (Coordination)

RECOMMENDATION

5. (That the attached letter be signed and transmitted)
6. (That the attached letter be returned to the Director, Legislative Liaison for hand delivery to the addressee)

NAME
RANK
Director, Legislative Liaison

Inclosure
Ltr for Signature

Attachment 4p--Page 3

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

Dear Mr. Chairman:

Reference is made to your request for the views of the Department of Defense with respect to H.R. 9932, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida." The Secretary of Defense has delegated to this Department the responsibility for expressing the views of the Department of Defense.

H.R. 9932, if enacted, would authorize the Secretary of the Air Force to convey all right, title, and interest of the United States to certain described lands (approximately 11 acres within the boundaries of Eglin Air Force Base, Florida) to the State Board of Education of the State of Florida, subject to the condition that said land be used as a recreational camp or for other public purposes and if not so used to revert to the United States.

The land described in H.R. 9932 was set apart from the public domain by Proclamation of the President on 27 November 1908 (35 Stat. 2208). It was originally a portion of the Choctawhatchee National Forest and was transferred with other land by the Forest Service of the Department of Agriculture to the War Department under the Act of 27 June 1940 (54 Stat. 628,655). This latter Act provides, among other things, that if the property described in H.R. 9932 ceases to be needed for military purposes, it may, by Proclamation or order of the President, be restored to a national forest status.

The Proclamation and Act referenced above are deemed significant in determining the method of disposal of this particular property. It is also pointed out that if the land is not restored to national forest status and is not available for disposal in accordance with the general public land laws, it could also be considered for disposal under the provision of the Federal Property and Administrative Services Act of 1949, as amended. However, in view of the above cited Proclamation and Acts, there is some doubt as to which Act would apply in the transfer of this property, therefore, enactment of legislation similar to H.R. 9932 would correct the area of doubt.

Subject land is being used by the United States Department of Agriculture Extension Service for a 4-H Club recreational camp.

In the event H.R. 9932 should meet with favorable consideration, it is recommended that it be amended to provide for the return of said property to the United States if required in the event of a national

In the event H.R. 9932 should meet with favorable consideration, it is recommended that it be amended to provide for the return of said property to the United States if required in the event of a national emergency at no cost except for improvements constructed by the State; that no structure, the height of which is in excess of 75 feet above the low water level, shall be constructed upon the property; and that the State of Florida waive any and all claims for damages which may result to said property from Air Force operations.

The Department of Defense has no objection to H.R. 9932 if the Congress deems it advisable to convey the property described therein to the State Board of Education, State of Florida, subject to the proposed amendments.

Enactment of H.R. 9932 would not involve the expenditure of any Department of Defense appropriations.

This report has been coordinated within the Department of Defense in accordance with procedures prescribed by the Secretary of Defense.

The following advice has been recieved from the Bureau of the Budget:

"The Bureau of the Budget advises that while there is no objection to the submission of this report, it believes that the Committee should consider the comments which the Department of the Interior expects to submit directly on H.R. 9932."

Sincerely yours,

/s/

James H. Douglas

Honorable Carl Vinson
Chairman, Committee on Armed
Services
House of Representatives

DEPARTMENT OF THE AIR FORCE
Washington

SAFLL-2
LtCol Black/br/53391
30 June 1958
FILE: HR 11125
HR 11122
HR 9932

Office of the Secretary

MEMORANDUM FOR THE RECORD

SUBJECT: Hearing before the Durham Subcommittee, HASC, on H.R. 11125,
H.R. 9932 and H.R. 11122, 1000 hours, 27 June 1958.

At 1000 hours, 27 June 1958, the Durham Subcommittee, HASC, convened to hear subject bills along with other bills of interest to the Army and Navy. Members present were Representatives Durham (Chairman), Price, Lankford, Cunningham, Hess, O'Konski, and Becker. Staff Counsel present was Mr. Kelleher. Air Force witnesses present were Colonel Ralston, Realty Management Branch, AFOIE, and Mr. George Lavalley, AFOIE.

H.R. 11125, a bill "To provide for the conveyance of certain real property of the United States to the city of Valparaiso, Florida", was approved to report to the full Committee. Mr. Sikes, sponsor of the bill, testified and was in agreement with the Air Force report previously submitted on behalf of the Department of Defense on this bill.

H.R. 9932, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida", was approved to report to the full Committee. Mr. Sikes, sponsor of the bill, testified and was in agreement with the Air Force report previously submitted on behalf of the Department of Defense on this bill.

H.R. 11122, a bill "To provide for the conveyance of certain real property of the United States, comprising a part of Beale Air Force Base, California, to the South Sutter Water District, East Nicolaus, California", was deferred without any comment.

/s/

PAUL A. BLACK
Lt Colonel, USAF
Materiel Branch
Legislative Division

Attachment #4r

NOT FOR PUBLICATION UNTIL RELEASED BY THE HOUSE ARMED SERVICES COMMITTEE

DEPARTMENT OF THE AIR FORCE

PRESENTATION TO THE COMMITTEE ON ARMED SERVICES
HOUSE OF REPRESENTATIVES

H.R. 9932, A BILL TO PROVIDE FOR THE CONVEYANCE OF CERTAIN LAND
OF THE UNITED STATES TO THE STATE BOARD OF EDUCATION OF THE
STATE OF FLORIDA.

STATEMENT OF: COLONEL WILSON RALSTON
Chief, Realty Management Branch
Real Estate Division
Department of the Air Force

MR. CHAIRMAN AND MEMBERS OF THE COMMITTEE:

I am Colonel Wilson Ralston, Chief of Realty Management Branch, Real Estate Division, Department of the Air Force.

I appreciate the opportunity to state the views of the Department of Defense on the Bill under consideration, H.R. 9932, to provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida. The purpose of the Bill is to authorize and direct the Secretary of the Air Force to convey to the State Board of Education of the State of Florida all of the right, title and interest of the United States in and to 11 acres of land, which is a portion of Eglin Air Force Base, Florida. This 11 acre parcel was originally a portion of Parcel 170 totalling 2118.89 acres of Choctawhatchee National Forest. The Act of 27 June 1940 (Public Law 668, 76th Congress) transferred this property from the Forest Service, Department of Agriculture to the War Department. This parcel was set apart from public domain by Proclamation of the President on 27 November 1908 (35 Stat. 2208).

Subject land is being used by the United States Department of Agriculture Extension Service for a 4-H recreational camp under a 5 year revocable permit. The State Board of Education acts on behalf of the Department of Agriculture in the operation of this camp.

The Department of Defense interposes no objection to the transfer of the referenced property to the State Board of Education of the State of Florida provided the Bill is amended as follows:

(1) To provide the return of said property to the United States if required in the event of a National Emergency at no cost except for improvements constructed by the State. This amendment is necessary to protect the future integrity of the military installation.

(2) That no structure, the height of which is in excess of 75 feet above the low water level, shall be constructed upon the property. This amendment is necessary to protect the Air Force flight operations.

(3) That the State of Florida waive any and all claims for damages which may result to said property from Air Force operations. This amendment is necessary to hold the Government harmless from claims for military activities conducted adjacent to this property.

I shall be happy to furnish any additional information the Committee may desire on this subject.

SAFLL-2
LtColBlack/br/53391
2 July 1958
FILE:HR 9932

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

MEMORANDUM FOR THE RECORD

SUBJECT: Request from Mr. Kelleher, HASC, for draft of proposed changes as indicated in the Air Force report on behalf of the Department of Defense, dated 26 June 1958, on H.R. 9932, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida."

Mr. Sikes, sponsor of H.R. 9932, approved the changes requested by the Air Force at the hearing at which Mr. Sikes testified. Mr. George Lavalley, AFOIE, X-54444 and Mr. Morrison, AFGJA, X-54401, submitted a draft of the proposed changes. This draft, as attached, was coordinated with Mr. Hanenberg, SAFGC, and phoned to Mr. Kelleher's office as changed by Mr. Hanenberg on 30 June 1958.

/s/

PAUL A. BLACK
Lt Colonel, USAF
Materiel Branch
Legislative Division

Inclosures

A Bill

To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Air Force is authorized and directed to convey to the State Board of Education of the State of Florida all of the right, title, and interest of the United States in and to the real property described in section 2 of this Act. The deed effecting the conveyance authorized by this section shall provide--

(a) that the State Board of Education of the State of Florida agrees to use the property only for recreational camp or other public purposes and in the event that such lands cease to be used for such purposes, all right, title, and interest therein shall immediately revert to and revest in the United States;

(b) that during any state of war or national emergency and for six months thereafter, if the Secretary of Defense determines that such lands are useful or necessary for national defense purposes the United States may, without payment therefor, reenter such lands and use all or any part thereof (including improvements thereon), but upon the termination of such use such lands shall revert to the State of Florida;

(c) that no structure, the height of which is in excess of 75 feet above the low water level, shall be constructed upon the property;

(d) that the State of Florida shall waive any and all claim for damages which may result to the property from Air Force operations.

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

SAFLL-2

Maj Philips/hg/74480

1 July 1958

File: As listed below

MEMORANDUM FOR THE RECORD

SUBJECT: Meeting of the House Armed Services Committee to consider Subcommittee reports and to conduct hearings on H.R. 13170, a bill "To amend Title 10, United States Code, to provide a permanent professor of physical education at the United States Military Academy" and H.R. 11041, a bill "To provide that the United States shall furnish the services of a chaplain to conduct certain graveside rites in national cemeteries"

1. The House Armed Services Committee met at 1000 on 1 July 1958, in Room 313A of the Old House Office Building, with Mr. Vinson in the chair for a few minutes at the beginning of the period. He then turned it over to Mr. Kilday who presided for the rest of the time. The committee heard the report of Subcommittee No. 2 and approved the subcommittee's recommendations in all respects. Thus the committee approved the following bills:

H. R. 471
H. R. 7706
H. R. 7902
H. R. 9299
H. R. 9300
H. R. 11504
H. R. 11626
H. R. 11636
S. 655
S. 1732
S. 2266

2. Subcommittee No. 3 presented its report. The full committee approved it and thus reported the following bills:

H. R. 8249
H. R. 8627
H. R. 9932
H. R. 10173
H. R. 11225
H. R. 11700
H. R. 11805
H. R. 12897
S. 628

3. The subcommittee for Real Estate and Construction presented its report and recommended approval of a number of projects for the Army and the Navy and the following projects for the Air Force:

Truax Field, Wisconsin
Richards-Gebaur AFB, Missouri
Altus AFB, Oklahoma
Olmsted AFB, Pennsylvania
McCoy AFB (Pinecastle), Florida
Niagara Falls MAP, New York
Duluth MAP, Minnesota
Eglin AFB, Florida(2 projects)
Gibbsboro, New Jersey
Indianapolis, Indiana
Selfridge AFB, Michigan
Keesler AFB, Mississippi
Wurtsmith AFB, Michigan

The full committee approved the subcommittee's report.

4. The full committee conducted hearings on H.R. 13170, a bill "To amend Title 10, United States Code, to provide a permanent professor of physical education at the United States Military Academy". Brigadier General Throckmorton, Commandant of Cadets, United States Military Academy, appeared as a witness. The bill was ordered favorably reported.

5. Mr. Charles S. Gubser, California, moved that the committee consider H. R. 11041, a bill "To provide that the United States shall furnish the services of a chaplain to conduct certain graveside rites in national cemeteries." Mr. Robert Smart, Chief Counsel of the committee, indicated that the Army had submitted an adverse report on this bill. The bell having sounded to summon the members to the House floor, one member of the committee moved that consideration of the bill be tabled. It was so voted over Mr. Gubser's opposition.

6. There were no derogatory remarks concerning the Department of Defense.

/s/

VERNE D. J. PHILIPS
Major, USAF
Personnel Branch
Legislative Division

EXECUTIVE OFFICE OF THE PRESIDENT
Bureau of the Budget
Washington 25, D.C.

August 18, 1958

ENROLLED BILL - 48-HOUR DEADLINE

In accordance with Budget Circular A-9
your views are requested on the following
enrolled bills:

H.R. 11125, 9932, 8868, 8134, 5351

Your reports should be sent to the Bureau by
messenger within 48 hours (excluding Sunday)
and delivered to Room 253, Executive Office
Building, Attention of Mrs. Garziglia.

/s/

Phillip S. Hughes
Assistant Director for
Legislative Reference

Attention:
Col Edw. M. Lightfoot
Department of the Air Force

Enclosures:
Facsimiles of enrolled bills.

Attachment #4u

AT THE SECOND SESSION

Begun and held at the City of Washington on Tuesday, the seventh day of January, one thousand nine hundred and fifty-eight

AN ACT

To provide for the conveyance of certain land of the State Board of Education of the State of Florida.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Air Force is authorized and directed to convey to the State Board of Education of the State of Florida all of the right, title, and interest of the United States in and to the real property described in section 2 of this Act. The deed effecting the conveyance authorized by this section shall provide---

(a) that the State Board of Education of the State of Florida agrees to use the property only for recreational camp or other public purposes and in the event that such lands cease to be used for such purposes, all right, title, and interest therein shall immediately revert to and revest in the United States;

(b) that during any state of war or national emergency and for six months thereafter, if the Secretary of Defense determines that such lands are useful or necessary for national defense purposes the United States may, without payment therefor, reenter such lands and use all or any part thereof (including improvements thereon), but upon the termination of such use such lands shall revert to the State of Florida;

(c) that no structure, the height of which is in excess of 75 feet above the low water level, shall be constructed upon the property;

(d) that the State of Florida shall waive any and all claim for damages which may result to the property from Air Force operations.

Sec. 2. The land referred to in the first section contains approximately 11 acres lying and being in lot 1, section 36, township 1 south, range 22 west, Tallahassee meridian, Okaloosa County, Florida. Beginning at a point which is on the east line of said section 36, 1,883 feet south of the northeast corner of said section, thence south 55 degrees west 800 feet; thence south 35 degrees east 600 feet to the point of beginning.

Sec. 3. The conveyance authorized by this Act, shall be conditional upon the State Board of Education of the State of Florida, paying to the Secretary of the Air Force, as consideration for the tract of land conveyed under the provisions of this Act, an amount equal to 50 per centum of its fair market value as determined by the Secretary of the Air Force after appraisal of such tract.

Sec. 4. The cost of any surveys and appraisals necessary as an incident to the conveyance authorized herein shall be borne by the State Board of Education of the State of Florida.

Sec. 5. All mineral rights, including gas and oil, in the lands authorized to be conveyed by this Act shall be reserved to the United States.

Speaker of the House of Representatives.

Vice President of the United States and
President of the Senate.

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

20 August 1958

Dear Mr. Director:

Reference is made to your request to the Secretary of Defense for the views of the Department of Defense with respect to H.R. 9932, 85th Congress, an enrolled bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida". The Secretary of Defense has delegated to this Department the responsibility for expressing the views of the Department of Defense.

The Department of the Air Force on behalf of the Department of Defense interposes no objection to the approval by the President of H.R. 9932. It is noted that, if the land involved is conveyed, the State Board of Education of the State of Florida must pay an amount equal to 50 per centum of its fair market value.

This report has been coordinated within the Department of Defense in accordance with procedures prescribed by the Secretary of Defense.

Sincerely yours,

/s/

JAMES H. DOUGLAS
Secretary of the Air Force

Honorable Maurice H. Stans
Director
Bureau of the Budget

DD FORM 95 1 FEB 50 Replaces DA AGO Form 895, 1 Apr 48, and AFHQ Form 10-1, 1 Apr 48, which may be used. o48-16-74067-1 GPO

SAFLL-2
LtColBlack/br/53391
15 August 1958
FILE:HR 9932

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

MEMORANDUM FOR THE RECORD

SUBJECT: Coordination on amendment to H.R. 9932, a bill "To provide for the conveyance of certain land of the United States to the State Board of Education of the State of Florida".

On 15 August 1958 Miss Ellis, secretary to Counsel HASC, Code 180-4135, advised Lt Colonel Clay that H.R. 9932 had been passed by the Senate with an amendment providing that the consideration for the transfer of the property involved be 50% of the fair market value. Miss Ellis requested information as to whether the Department of the Air Force had any objection. Coordination was made with Mr. Riley, SAFIE X-53592, and Mr. Sherlock, OSD COUN, X-71305. Neither the Air Force or OSD objected to the amendment.

Miss Ellis was so advised. The amendment to H.R. 9932, as approved by the Senate, is set out on page 16181 of the Congressional Record, 14 August 1958.

/s/

PAUL A. BLACK
Lt Colonel, USAF
Materiel Branch
Legislative Division

Attachment #4w

DEPARTMENT OF THE AIR FORCE

WASHINGTON

Office of the Secretary

Dear Mr. Speaker:

There is forwarded a draft of legislation "To provide for the withdrawal, and restriction of certain public lands of the United States for defense purposes, and for other purposes".

This proposal is pursuant to the provisions of Public Law 85-337 and is part of the Department of Defense Legislative Program for 1959. The Bureau of the Budget has advised that it has no objection to its submission to Congress. The Department of the Air Force has been designated as the representative of the Department of Defense for this legislation.

Purpose of the Legislation

The purpose of this proposed legislation is to withdraw certain lands, described in the attached draft, of the Outer Continental Shelf adjacent to the State of Florida and to restrict the operation of the mineral leasing laws. The installation involved is the Eglin Range Complex, Florida, involving a gross land and water area of approximately 24,100,000 acres which is used by the Department of the Air Force for the training of personnel required to man the present and future USAF missile and manned interceptor gunnery and rocket training for all Air Defense Command squadrons based in the United States. The Eglin Range Complex comprises the Eglin Range, the Tyndall Range, the MacDill Range, and areas between these ranges. The utilization of this area by the various Air Force Commands, Air Research and Development Command, Air Defense Command, and Strategic Air Command, will be for the foreseeable future and will prohibit exploitation of mineral resources.

Cost and Budget Data

The area involved is currently in use by the Department of the Air Force and there will be no change in Department of Defense appropriations.

Sincerely yours,

Inclosure

Honorable Sam Rayburn

Speaker of the House of Representatives

Attachment #5

A B I L L

To provide for the withdrawal, and restriction of certain public lands of the United States for defense purposes, and for other purposes

1 Be it enacted by the Senate and House of Representatives of the United States
2 of America in Congress assembled, That the Secretary of Interior is authorized
3 and directed to restrict the land and water areas described in this Act from opera-
4 tion of the mineral leasing provisions of the Outer Continental Shelf Lands Act
5 (67 Stat. 462):

6 Sec. 2. Approximately 24,104,320 acres of land and water more or less,
7 located in the Gulf of Mexico adjacent to the Coast of Florida, otherwise known as
8 the Eglin Range Complex, are restricted at the request of the Department of De-
9 fense, and are intended to be used by the Department of the Air Force, such
10 restriction to be effective for a period of ten (10) years, with option to renew
11 for a period of five (5) years upon notice to the Secretary of the Interior. The
12 lands to be restricted are more fully described as follows: Beginning at
13 29°42'30"N, 84°00'00"W; thence southeast to 28°56'00"N, 83°31'00"W; thence south-
14 east to 27°19'00"N, 82°47'00"W; thence southeast to 26°10'00"N, 82°17'00"W;
15 thence southeast to 25°45'00"N, 82°07'00"W; thence west to 25°45'00"N, 83°27'00"W;
16 thence southwest to 25°15'30"N, 84°16'30"W; thence northwesterly to a point at
17 25°25'30"N, 84°21'00"W; a point being the Outer Continental Shelf, (100 fathoms)
18 thence meandering along the shelf northerly, northeasterly, northerly and
19 northwesterly to a point at 29°39'30"N, 86°48'00"W, thence north to 30°20'10"N,
20 86°48'00"W; a point being 3 (three) nautical miles offshore thence meandering
21 along a line (3) three nautical miles offshore easterly, southeasterly and north-
22 easterly to 29°42'30"N, 84°40'00"W, thence east to 29°42'30"N, 84°00'00"W the
23 point of beginning.

24 Sec. 3. That the lands described in sections 2 and 3 of this Act shall be
25 subject to the mineral leasing provisions in effect of the Outer Continental

1 Shelf Lands Act (67 Stat. 462), or other applicable law, upon the termination of
2 the period of the withdrawal or reservation provided by this Act or upon the
3 opening of the area to such provisions, or any of them, by the Secretary of the
4 Interior, with the concurrence of the Secretary of Defense, whichever is earlier.

5 Sec. 4. The Secretary of Defense is authorized to acquire, by purchase, con-
6 demnation, or otherwise, any vested rights in any public lands, or land and
7 water areas withdrawn or restricted by this Act.

8 Sec. 5. The above withdrawal or restriction will become effective upon
9 enactment of this legislation.

DEPARTMENT OF THE AIR FORCE
OFFICE OF LEGISLATIVE LIAISON
LEGISLATIVE DIVISION

Correspondence
Signature Element (Speaker Letters)

1. Purpose

The purpose of this Instruction is to conform to the policy of the Secretary of Defense to standardize the procedure for signing letters transmitting the Department of Defense Legislative Program to the Bureau of the Budget and signing the Speaker letters to the Congress.

2. Preparation

It is the policy of the Secretary of Defense that the transmittal letter to the Bureau of the Budget and to the Congress should be signed by the Secretary of Defense himself (or his deputy) except in those instances where he specifically authorizes signature by the Secretary of the Air Force. In the latter case, the signature should be by the Secretary of the Air Force or the action Secretary.

In those instances where the Secretary of Defense elects to sign letters of transmittal to the Bureau of the Budget and the Congress, final copies will be typed and distributed by the Office of the Secretary of Defense, and this office will be notified of signature and dispatch.

3. Content

In preparing Speaker letters for coordination, the headings on all copies will be left blank; therefore, the Speaker letter will begin with "Dear Mr. President" or "Dear Mr. Speaker".

The format of the Speaker letter will be as follows:

"There is inclosed a draft of legislation, '....(Title)....'

"This proposal is a part of the Department of Defense Legislative Program for 195_, and the Bureau of the Budget has advised that there would be no objection to the presentation of this proposal for the consideration of the Congress. The Department of the Air Force has been designated as the representative of the Department of Defense for this legislation. It is recommended that this proposal be enacted by the Congress.

Purpose of the Legislation

".

Legislative References
(if appropriate)

". . . .

Cost and Budget Data

". . . . "

Sincerely yours,

Inclosure
or
2 Inclosures

Honorable Richard M. Nixon

President of the Senate
or
Honorable Sam Rayburn

Speaker of the House of Representatives

4. Clearance Notification

The Office of the Director, Legislative Reference Service, General Counsel, Department of Defense, will inform the Department of the Air Force of those legislative proposals which are cleared by the Bureau of the Budget.

5. Distribution

The normal distribution to the other Military Departments and the Office of the General Counsel will be found on the "Minimum Number of Copies for Correspondence" list dated 30 October 1957. One copies transmitted to the Speaker of the House, at the bottom of the Speaker letter indicate that identical letters and draft of legislation were transmitted to the President of the Senate.

6. On bills of special significance to this Department, a letter indicating our special interest will be dispatched to the Chairmen of the Congressional Committees over the signature of the Director of Legislative Liaison.

OFFICIAL:

DEPARTMENT OF THE AIR FORCE
Washington

Office of the Secretary

16 December 1957

MEMORANDUM FOR THE GENERAL COUNSEL

Department of Defense

Attention: Director, Legislative Reference Service

INFORMATION TO CHIEF, LEGISLATIVE LIAISON

Department of the Army

CHIEF OF LEGISLATIVE LIAISON

Department of the Navy

SUBJECT: H. R. 9545, 85th Congress, a bill "To amend section 222 of the National Housing Act to provide that the widow of a serviceman shall be exempt from payment of mortgage insurance premiums thereunder on the same basis as the serviceman himself."

1. Reference is made to memorandum from this Department, dated December 5, 1957, and to the proposed revised letter to the Director of the Bureau of the Budget and redraft of proposed legislation inclosed therewith. The Department of the Army concurred with the proposed revised letter and redraft of H. R. 9545, by telephone, on 10 December 1957, subject to deletion to the words "refund of any premium paid" from Section 2(b) of the redrafted amendment and inserting in place thereof the words "credit or refund for any premium which became due or payable". This change is concurred in by the Department of the Air Force. Attached hereto is a proposed revised draft of H. R. 9545 incorporating these changes.

2. Reference is also made to memorandum from the Department of the Navy dated 10 December 1957, subject as above, which suggests amendments to the position in the letter and redrafted amendment as expressed by the Department of the Air Force.

3. A conference between officers of the Air Force and Navy staff was held on 12 and 13 December 1957, without resolution of differences. Since we apparently will be unable to resolve this matter, it is requested that your office determine the position of the Department of Defense.

4. The position of the Air Force on the proposed legislation is that to modify the proposed report as suggested by the Department of the Navy memorandum, dated 10 December 1957, would label the proposed legislation an additional survivor benefit, even though the benefits would be extended to retired personnel. The primary purpose of Section 222 of the National Housing Act which the proposed legislation would amend is to

Attachment #7

provide an added incentive to career motivated personnel to remain in the active service by offsetting, insofar as possible, the attractiveness of benefits extended veterans under the home loan provisions of the Servicemen's and Veteran's Readjustment Act, as amended.

5. The Air Force Action Officer on this matter is Lt. Colonel Paul A. Black, Extension 53391, and the Air Force File Number is H. R. 9545.

(Signed)

ROBERT A. GREEN
Colonel, USAF
Chief, Legislative Division

Inclosure

A B I L L

To amend section 222 of the National Housing Act, as amended, by redefining the word "serviceman" to include a retired member of the Armed Forces of the United States or the United States Coast Guard, and by extending the benefits of the section, under certain conditions, to the surviving spouse of a serviceman.

1 Be it enacted by the Senate and House of Representatives of
2 the United States of America in Congress assembled, That section
3 222 of the National Housing Act, as amended (12 U.S.C. 1715m), is
4 amended as follows:

5 (1) By striking out the second sentence of subsection (a)
6 and inserting the following in place thereof:

7 "As used in this section, a 'serviceman' means a
8 member of the Armed Forces of the United States or
9 of the United States Coast Guard who is (1) serving
10 on active duty, or (2) retired; who has served on
11 active duty in the Armed Forces of the United States
12 or in the United States Coast Guard for more than
13 two years; and to whom the Secretary of Defense (or
14 any officer or employee designated by him), or the
15 Secretary of the Treasury (or any officer or employee
16 designated by him), as the case may be, has issued
17 a certificate hereunder indicating that such member
18 requires housing. However, if retired, the member
19 must have been issued the certificate while serving
20 on active duty. A certificate shall not be issued
21 hereunder to any person ordered to active duty
22 for training purposes only."

1 (2) Subsection (b) is amended by inserting the
2 following before the period at the end thereof:

3 ": And provided further, That in the event
4 the mortgagor who has qualified for the mort-
5 gage insurance benefits under the provisions
6 of this section dies during the period of his
7 entitlement, his surviving spouse shall be en-
8 titled to the same benefits, if such surviving
9 spouse becomes the owner of the property and
10 sole mortgagor under the mortgage".

11 (3) Subsection (c) is amended by inserting the words
12 "or his surviving spouse" immediately after the word
13 "serviceman" whenever it appears therein.

14 SEC. 2. (a) With respect to any retired member or sur-
15 viving spouse, the effective date of this Act is August 2,
16 1954. However, to qualify for the benefits provided by this
17 Act, the surviving spouse must have been continuously the owner
18 and sole mortgagor from the date of death of the original
19 mortgagor to the date of enactment of this Act.

20 (b) Notwithstanding subsection (a) no person shall be
21 entitled to a credit or refund for any premium which became
22 due and payable before the date of enactment of this Act.

DEPARTMENT OF DEFENSE
OFFICE OF GENERAL COUNSEL
Washington 25, D. C.

August 14, 1958

MEMORANDUM FOR THE SECRETARY OF THE AIR FORCE
Attention: Major General W. P. Fisher
Director, Legislative Liaison

INFORMATION TO THE SECRETARY OF THE ARMY
Attention: Major General J. H. Michaelis
Chief of Legislative Liaison

THE SECRETARY OF THE NAVY
Attention: Captain John S. McCain, Jr.
Chief of Legislative Liaison

THE ASSISTANT SECRETARY OF DEFENSE (COMP)
Attention: Assistant General Counsel

THE ASSISTANT SECRETARY OF DEFENSE (MP&R)
Attention: Assistant General Counsel

SUBJECT: H.R. 9545, 85th Congress, a bill "To amend section 222 of the National Housing Act to provide that the widow of a serviceman shall be exempt from payment of mortgage insurance premiums thereunder on the same basis as the serviceman himself".

Reference is made to the memorandum from the Department of the Air Force requesting resolution of differences with respect to the proposed report on H.R. 9545.

The Office of the Secretary of Defense does not concur in the proposed Air Force report.

With respect to H.R. 9545 as introduced, it is the position of this office that mortgage insurance premiums for widows of servicemen would constitute a survivor benefit and, as such, would be an appropriate obligation of the Veterans Administration. It is recommended therefore that the proposed report be revised to support the bill if amended to provide that Veterans Administration and not Department of Defense Appropriations are chargeable for the insurance premiums and that such payments should cease in the event the widow remarries.

It is the understanding of this office that the original purpose of section 222 was to provide a means whereby members on active duty could purchase housing at a reduced rate of interest as was available to veterans.

The Air Force proposed substitute draft would provide that mortgage insurance premiums for retired military personnel be paid in the same manner as those for active duty personnel.

Many administrative difficulties, as well as overpayments have resulted even under the present program which is confined to personnel on active duty. To extend the program to retired personnel would compound these difficulties. In addition, it would add another costly item to the rapidly increasing retired pay appropriation.

For the foregoing reasons, the Office of the Secretary of Defense does not concur in the proposal to extend section 222 of the National Housing Act to include retired personnel and their widows.

If revised in accordance with the foregoing, the Department of the Air Force is authorized to submit the report to the Bureau of the Budget.

/s/

Frank J. Sherlock
Director, Legislative Reference
For the General Counsel

DEPARTMENT OF THE AIR FORCE
Washington

Office of the Secretary

2 September 1958

Dear Mr. Director:

Reference is made to your request for the views of the Department of Defense on H.R. 9545, 85th Congress, a bill "To amend section 222 of the National Housing Act to provide that the widow of a serviceman shall be exempt from payment of mortgage insurance premiums thereunder on the same basis as the serviceman himself." The Secretary of Defense has delegated to this Department the responsibility for expressing the views of the Department of Defense.

Section 222 of the National Housing Act (12 U.S.C. 1715 m), as implemented by Department of Defense Directives, provides that each of the Armed Services will pay the mortgage insurance premium payments to the Federal Housing Administration on mortgage loans made under this section to servicemen. H.R. 9545 would continue mortgage insurance for the widow of the serviceman where the deceased serviceman had acquired a home during his lifetime under the provisions of the Act, and upon his death leaves his wife as owner and sole mortgagor. The bill further provides that where the original mortgagor shall have died prior to the date of its enactment, the benefits of this amendment shall apply if the mortgagor's widow is, on such date, the owner of the property and sole mortgagor, except that these benefits shall not apply to any mortgage insurance premiums which become due and payable prior to such date.

It is the understanding of the Department of Defense that the original purpose of section 222 was to provide a means whereby members on active duty could purchase housing at a reduced rate of interest as was available to veterans.

With respect to H.R. 9545 as introduced, it is the position of the Department of Defense that mortgage insurance premiums for widows of servicemen would constitute a survivor benefit and, as such, would be an appropriate obligation of the Veterans Administration. It is recommended therefore that H.R. 9545 be amended to provide that Veterans Administration and not Department of Defense appropriations are chargeable for the insurance premiums and that such payments should cease in the event the widow remarries. If H.R. 9545 is so amended, the Department of Defense would have no objection to its enactment.

H.R. 9545, if amended as suggested, would, of course, cause no increase in the budgetary requirements of the Department of Defense.

This report has been coordinated within the Department of Defense in accordance with procedures prescribed by the Secretary of Defense.

Sincerely yours,

(Signed) Malcolm A. MacIntyre

Honorable Maurice H. Stans
Director
Bureau of the Budget

DEPARTMENT OF THE AIR FORCE
Washington

Office of the Secretary

2 January 1958

Dear Mr. Director:

Reference is made to your letter of March 25, 1957, to the Secretary of Defense expressing opposition to a Defense Legislative Program item entitled, "To authorize aircraft flight rations for officers, enlisted men, and civilian employees of the Army and Air Force while engaged in flight operations". Your letter expresses the opinion that flight rations on a cost free basis are not warranted since military personnel receive a subsistence allowance and civilian employees are paid on a gross salary basis.

It is the opinion of this Department that the merits of this proposed legislation can be understood better if the flight ration is recognized as a special and supplementary type of feeding required for physiological and safety reasons and considered apart from meals normally consumed daily.

The in-flight meal for operational crews is not considered to be an ordinary ration; in fact, it is not, in the conventional sense, a meal at all. It consists of supplemental nutritional support of the flyer under environmental conditions which demand that his physiological status be maintained at a peak functional level at all times. To satisfy this requirement, appropriate food and fluid must be taken in small amounts at frequent intervals.

The in-flight ration is considered as valid a support requirement for the human element of a weapon system as are maintenance and refueling requirements of the hardware element. The military departments endeavor to meet other human factor requirements imposed by operational conditions by providing such articles as survival equipment, oxygen equipment, emergency protective equipment, and flying clothing. It is felt that the field of aircrew nutrition is no less important than the aforementioned articles and should be recognized as belonging in the same category as any other operational support function. Additionally, hypoglycemia resulting from inadequate nutrition in flight can be as critical to the function of an aircrew member as hypoxia which results from an inadequate oxygen supply. Examples of these conditions can and have resulted in a loss of control of the aircraft with a resulting fatal accident. It can therefore be stated that adequate in-flight feeding ranks in importance with the oxygen supply required for all aircrew members on high altitude operational missions. This Department is therefore of the opinion that the flight ration should not be an individual responsibility of the aircrew member. With the knowledge that improper nutritional support of the flyer is an essential factor of flight safety, failure to take positive corrective action appears unjustified.

Attachment #9

There is increasing evidence that inadequate consideration is being given aircrew nutritional requirements. Recent studies accomplished in the Flying Training Air Force and published in the July 1957 issue of the United States Armed Forces Medical Journal indicate that low blood sugar caused by improper dietary support of the flyer is an important cause factor in aircraft accidents. Studies of the relationship of meal times and landing accidents accomplished by the Royal Canadian Air Force and presented at the 1957 Aero Medical Association meeting support the Flying Training Air Force findings.

The requirements for specialized dietary support of the aircrew member are readily explainable on a physiological basis. When a large, routine meal is consumed by a flyer his blood sugar will rise very rapidly to a high peak. This causes an increased secretion of insulin by the body. The amount of insulin produced frequently exceeds the amount required. This results in a lowering of the blood sugar to levels considerably below normal. In some individuals this results in weakness, tremor dizziness, and faintness. In selected personnel such as aircrew members, these reactions rarely occur under ordinary circumstances; however, with the combined stresses of flight, including mild hypoxia, g-forces, hyperventilation, etc., there occurs a summation of effects which can result in unconsciousness. It is this combination of stress factors in flight which magnifies the importance of even mild degrees of low blood sugar from the standpoint of flying safety. It is highly probable that a number of our fatal, "unexplained" accidents are the result of this combination of flight stress factors.

The Department of the Army estimates that enactment of this legislation would result in an increased cost of \$8,000 per year which could be absorbed within the budget. The Air Force, on the basis of current programming, estimates that the cost of this legislation previously reported at \$953,000, has decreased to \$845,000. If this proposed legislation is approved, forwarding letters to the Speaker of the House of Representatives will be revised to reflect the contents of this reclama.

As previously stated, the Department of Defense is of the opinion that this proposed legislation can only be considered properly if viewed from the standpoint that flight rations are not intended as a substitute for normal daily meals for which military personnel receive a monetary allowance.

Your further consideration of this matter will be greatly appreciated.

Sincerely yours,

(Signed)

Malcolm A. MacIntyre
Under Secretary

Honorable Percival F. Brundage
Director
Bureau of the Budget

DEPARTMENT OF THE AIR FORCE

Washington

Office of the Secretary

Dear Mr. Director:

Reference is made to your request for a Department of Defense report on enrolled bill, H. R. 12938, "To provide for the conveyance of an interest of the United States in and to fissionable materials in a tract of land in Leon County, Florida". The Secretary of Defense has delegated to the Air Force the responsibility for expressing the views of the Department of Defense.

The Air Force on behalf of the Department of Defense recommends approval of H. R. 12938 by the President.

This report has been coordinated within the Department of Defense in accordance with procedures prescribed by the Secretary of Defense.

Sincerely yours,

Honorable Maurice H. Stans
Director
Bureau of the Budget

Attachment 10

To the United States Senate:

I return herewith, without my approval, S. 2801, an Act for the relief of the Graphic Arts Corporation of Ohio.

S. 2801 provides that the Secretary of the Treasury be authorized and directed to pay the sum of \$84,359.19 to the Graphic Arts Corporation of Ohio, Toledo, Ohio, in full settlement of all claims of the said Graphic Arts Corporation against the United States. The bill would afford financial relief to the Graphic Arts Corporation for losses alleged to have been incurred in the performance of contract W-33-038 ao-2023 with the Army Air Corps during the period 1 January to 1 June 1946.

It is the contention of the Corporation that it was not supplied with the full quantity of work contemplated by the contract during the contract period, and that the contractor was assured by representatives of the Army Air Corps that it would be protected against losses in its operation under the contract. However, it appears that contractor did accept extensions of time and other amendments to the original contract under various change orders and supplements pertinent thereto by executing said documents. It is reported that payments totaling \$2,029,185.29 were made to the contractor.

Insofar as furnishing work under the contracts was concerned, it appears that there was substantial compliance by the Government within the contract period as extended.

There is an established rule that a formal written contract entered into on the basis of negotiations between the parties merges all such previous negotiations and is presumed in law to express the final understanding of the parties. Contract W-33-038 ao-2023, as amended, was entered into on a fixed-price basis. It contained no provision for payment of additional compensation merely because the contractor might suffer a loss in performance. Hence, while the contractor's claim is based primarily upon the premise that certain representations were made by Government officers at the time the contract was negotiated, to the effect that the Government would protect the contractor from any loss in performance, the terms of the contract relating to the work to be performed and to the prices to be paid therefor were clear and unambiguous and such extraneous representations, even if established, legally could not be resorted to for the purpose of imposing an additional obligation on the Government. If the contractor felt that the formal contract and change orders and extensions, et cetera, did not afford it sufficient protection against losses in performance, it should not have signed the contract and accepted the extensions. Having done so, it seems clear that there is a liability for any further payment to the contractor, based upon the contract provisions.

Government audit of the contractor's records indicates that this corporation, although claiming a loss of \$67,952.31 in operation of the

Attachment #11

"Gadi" Division for the five months' period beginning 1 January 1946, actually sustained a loss of only \$46,213.94 during that period. Of this amount, the audit report shows only \$29,432.29 was applicable to Army Air Corps contract W-33-038 ao-2023. Despite this loss of \$29,432.29 on this contract for the first five months of 1946, the contractor actually earned a profit of \$34,202.86 on the entire contract. The audit report also discloses that this contractor earned a profit of \$392,329.15 on all other Government business for the years 1944, 1945, and the first five months of 1946. Its commercial business during the same period also operated at a substantial profit.

My approval of this bill would establish the undesirable principle of Government insurance against any wartime losses incurred by contractors providing goods and services to the Government, regardless of the fact that such contractor did not sustain a net loss. I am unable to perceive any circumstances which would warrant preferential treatment for the claimant to the detriment of other wartime contractors. I am satisfied that it is my duty to oppose this bill.

Reports on Private Relief Bills

1. Purpose

In order to facilitate the work of the Judiciary Committees of the Congress on private relief bills and also to present a factual Air Force report, it is necessary that a comprehensive review be made of Air Staff reports on such bills. It is suggested that the following approach be utilized to assure that Air Force reports are adequate.

I. State the problem.

II. Facts

1. State the what, where, when, why and how the matter became a problem.
2. List all pertinent facts, whether favorable or unfavorable.
3. If a board proceeding or investigation was involved, summarize precisely the nature of the proceedings and the result.

III. Discussion

1. Did the claimant have an administrative remedy for the relief which is now being sought?
2. If so, did he exhaust those administrative remedies? Did the board have all necessary facts before it? Give citations, Comptroller General decisions, pertinent laws, upon which the administrative action was based.
3. If he did, was the administrative action contrary to law or grossly erroneous?
4. Assuming that the administrative body acted according to law, was an injustice done the individual because of legal technicalities or other reasons?
5. What are the equities in the case? Should the individual be granted relief because of the great equities in his favor regardless of the law?

6. What will be the result if relief is granted this individual? (Consider the big picture.) Will he be the sole person affected and favored by the private relief bill or will he be the favored one as against many others who are not to be granted extra ordinary relief? Should legislation be broadened to include others in the same situation?

IV. Recommend what you think the position of the Air Force should be.

1. Favor if the equities so indicate. Recommend broad legislation if there are a number of persons in the same situation as the one for whom the private bill has been introduced.

2. Oppose if no equity has resulted or no injustice done. Oppose if general, remedial legislation has already been introduced. Oppose if the individual has not exhausted his administrative remedies. Oppose if the claimant is in an unfortunate situation because of bad faith, fraudulent action on his part, etc.

3. Make no recommendation. If the subject matter is one of policy to be determined by Congress, it would be proper to take this position. Ordinarily there would be few cases when such a position should be taken.

In substance, the above may be boiled down to this:

- a. State the problem.
- b. Present the facts.
- c. Discuss them.
- d. Recommend the position to be taken by the Air Force

Upon completion of the paper, review it and ask, "If I were a member of the Committee, would I be able to make an intelligent evaluation and a proper decision on the matter presented?"